

HRRE02-000015-2025

CS-10-2025

Naresh Kumar vs. Manish

Present: Sh. Attar Singh, Advocate for plaintiff.
Sh. Rajnesh Bhardwaj, Adv. for Defendant no. 1.
Sh. Mukesh Gupta, Adv. for Defendant no. 2.

Written-statement on behalf of defendant no. 1 filed. Copy supplied.

Reply to the application seeking cancellation of the statement of defendant No. 1 has also been filed. Copy supplied.

Reply to the application dated 09.07.2026 has been filed. Copy supplied.

Arguments on the application seeking extension of the interim order dated 13.02.2025 have been heard.

A bare perusal of the record reveals that vide order dated 13.02.2025, defendant No. 1 was restrained from alienating the suit property till further orders. The said interim order continued to remain in force till 25.05.2026. On that date, both the parties entered into a compromise whereby the defendants agreed to execute the sale deed in favour of the plaintiff in pursuance of the agreement to sell dated 09.12.2024, subject to the usual terms and conditions. The defendants also requested that the interim injunction restraining alienation of the suit property be vacated, stating that the subsistence of the said order was preventing them from executing and registering the sale deed in favour of the plaintiff.

Having regard to the compromise arrived at between the parties and the difficulty expressed by defendant No. 1, the interim order dated 13.02.2025 was vacated.

However, the circumstances have since undergone a material change. It is now the case of the plaintiff that the defendants have resiled from the compromise and have failed to honour their undertaking. Consequently, the plaintiff has sought restoration and extension of the interim order dated 13.02.2025. In support of the present application, the plaintiff has placed on record two agreements dated 11.12.2024 and 16.12.2024, alleging that the defendants have been entering into multiple

transactions in respect of the suit property without intending to honour the same, thereby demonstrating their mala fides.

In view of the subsequent developments and the material placed on record, this Court finds prima facie substance in the submissions advanced on behalf of the plaintiff. If the interim protection is not restored, there exists a reasonable apprehension that the suit property may be alienated, thereby giving rise to multiplicity of proceedings and causing irreparable loss and unnecessary hardship to the plaintiff. Accordingly, in the interest of justice and to preserve the subject matter of the suit, the interim order dated 13.02.2025 is restored and shall remain operative till further orders.

Now to come upon 23.09.2026 for consideration on application for cancellation of statement of defendant no. 1

10.07.2026

Saroj Kumari, Steno-II

(Jogindri)
ACJ(SD), Rewari
UID No.: HR0328