

Shakhuntla Vs. Sabhabu & ors.

RSA No. 3 of 2024

12.12.2024 Present: Mr. Sanjeev Kuthiala, Senior Advocate with Ms. Amita Chandel, Advocate, for the appellant.

Mr. Ashok Sharma, Senior Advocate with Mr. Sagar Chhabra, Advocate, for the respondents.

CMP No. 202 of 2024

The applicants have preferred the accompanying appeal against the concurrent findings given by the learned trial Court, as well as, learned First Appellate Court.

However, considering the fact that primary purpose of the provisions under Order 39 Rules 1 and 2 CPC is to preserve the subject matter of the lis, being guided by the said principle, the respondents are restrained from alienating/creating 3rd party interest, in the suit land, during pendency of the present appeal.

With these observations, the application is disposed of.

Modification/alteration/vacation on motion.

RSA No. 3 of 2024

List for admission on 13.3.2024.

(Virender Singh)
Judge

December 12, 2024
(kalpana)