

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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2025.PHHC.045394



CR-6541-2019

Date of decision: 03.04.2025

SUKHWINDER PAL SINGH

..Petitioner

Versus

JOGINDER SINGH AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ashwani Kumar Chopra, Sr. Advocate  
with Mr. Damanjeet Singh Sangar, Advocate  
for the petitioner.

**ANIL KSHETARPAL, J(Oral)**

1. The petitioner has filed a suit for partition on 14.10.2010. During the pendency of the suit, two applications were filed for appointment of local commissioner. The plaintiff prayed for appointment of local commissioner to demarcate the property, whereas, defendant filed application to ascertain the factual position with respect to the intervening wall. The trial Court allowed the application filed by the defendant, however, declined to appoint local commissioner to demarcate the property. This revision petition has been filed by the petitioner to assail the correctness of the aforesaid order.

2. Two different Division Benches in **Harvinder Kaur and another vs. Godha Ram and another 1979 PLJ 562** and **Pritam Singh and another vs. Sunder Lal and others, 1990(2) PLR 191**, have consistently held that the order refusing the appointment of local commissioner to demarcate the property is ordinarily not amenable to interference in revision petition.

3. Moreover, the suit is for partition of 3 kanals and 13 marlas land. The Court will decide the case on the basis of respective shares of the co-sharers

4. Hence, no ground to interfere is made out.

5. Dismissed.

April 03<sup>rd</sup>, 2025

(ANIL KSHETARPAL)

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JUDGE

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No