

CNR No: PBJL02-005306-2026

CIS No: CS-3168-2026

GRAM PANCHAYAT VS. VIKAS BHANDARI & OTHERS.

Present: Sh. Ankur Bansal Advocate, Counsel for the plaintiff.

1. Today, civil suit received by way of entrustment. Office report seen. No caveat is pending. It be registered. Along with the suit ad interim application under Order 39 Rule 1 & 2 CPC read with Section 151 of CPC has also been moved.

2. Heard. As per the version of the plaintiff, plaintiff is Gram Panchayat of Village Raowali and present suit is instituted through elected Sarpanch Sh. Jasvir Singh. It is averred that defendants NO. 1 to 4 are heads of several fire crackers associations, who deals in sale and purchase of fire crackers and is also setting up and establishing fire cracker market in Jalandhar. It is further averred that village Raowali is located on Jalandhar Pathankot National Highway and there is only 10 feet wide road which connects to the village and there is no other road towards National Highway. It is further averred that defendant No. 5 who owns land measuring 5.5 acre on Jalandhar-Pathankot National Highway in Village Raowali and is surrounded by several factories, residential houses, houses of labourers working in factories, petrol pump adjoining to the said land and even 10 feet deep from the National Highway. It is further averred that on 09.10.2026 it came to knowledge of Gram Panchayat that defendants without consulting plaintiff, inhabitants of village and without seeking NOC is establishing illegal fire cracker market on land of defendant No. 5. On being asked not to do so, defendants not agreeing with the same. It is further averred that there is risk of fire, explosion, injury, damage to the property as said land is located on National Highway and within the vicinity of Village Raowali and surrounded by several factories, residential houses, houses of labourers working in factories and petrol pump nearby. It is further averred that even "AAM IJLAS" was called on 10.10.2026 against setting up of said illegal fire cracker market and around 300 people village have signed the same. It is further submitted that even representation dated 10.10.2026 have been

moved to the Deputy Commissioner-cum-Magistrate, Jalandhar, however, till date no action has been taken on the said representation. It is further averred that there is violation of provision of Explosive Rules, 2008, there is violation of guidelines under Explosive Rules, 2008 dated 06.01.2018 issued by Government of Punjab and guidelines under Explosive Rules, 2008 dated 16.09.2025 issued by Government of Punjab. Now, defendants in connivance with each other are setting up illegal fire cracker market, which would caused nuisance and will endanger in life, property, safety of the inhabitants of the village and other persons. Hence, the present suit.

2. In order to substantiate claim, plaintiff has produced on record site plan, photographs, resolution dated 10.10.2026, representation dated 10.10.2026, copy of guidelines under Explosive Rules, 2008 dated 06.01.2018 issued by Government of Punjab and guidelines under Explosive Rules, 2008 dated 16.09.2025 issued by Government of Punjab, copy of aadhar card of plaintiff and supported by affidavit.

3. Perusal of file alongwith documents placed on file reveals that there is a prima facie case in the favour of plaintiff. Balance of convenience also lies in his favour. Irreparable loss would be the result and further purpose of filing the present suit would be defeated by delay, if present exparte ad interim injunction be not granted to him. In order to avoid multiplicity of litigation and to preserve the subject matter of the suit, defendants are restrained from setting up, operating fire cracker market at the suit property as detailed in the head note of the plaint and shown as red in the site plan attached with the plaint till next date of hearing i.e. 29.10.2026.

4. Compliance of order 39 rule 3 Civil Procedure Code be made immediately. Dasti summons be obtained. Be it made clear that in case the defendants could not be summoned due to the negligence of the plaintiff, the interim injunction already granted, would be deemed to have been vacated.

5. Thereby without prejudice to the merits of the case, issue notice of the suit as well as stay application through RC/AD/Electronic Mode as allowed by Hon'ble Supreme Court in Suo moto Writ Petition No. 03/2020

to the defendants for 29.10.2026 on filing of Copies of plaint and other requisite documents. Dasti summons be also taken, if desired so as to serve notice upon defendants.

Order Date:-
23.10.2026

Neha Gupta* JW

Gurpreet Singh PCS
Civil Judge Junior Division
Jalandhar/UID No.PB0615