

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CR No.2228 of 2013 (O&M)
Decided on: March 13, 2015.**

Kulwant Kaur

.... Petitioner

Versus

Mohan Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vivek K. Thakur, Advocate,
for the petitioner.

Mr. Atul Jain, Advocate,
for the respondents.

M.M.S. BEDI, J (ORAL)

Defendant has preferred this revision petition challenging the orders dated 28.02.2011 Annexure P-6 and 27.02.2013 Annexure P-8 passed by the Courts below allowing the application under Order 39 Rule 1 & 2 CPC filed by the plaintiff-respondent restraining the petitioner from interfering in the peaceful possession of the plaintiffs-respondents.

Perusal of the file indicates that the plaintiffs has sought injunction against the defendant-petitioner on the basis of revenue record corrected in the names of plaintiffs-respondents. Prima facie observing that the plaintiffs-respondents being co-sharers in joint possession of the property were entitled to retain the possession by seeking interim injunction, the application was allowed. The lower Appellate Court also upheld the order passed by the lower Court holding that plaintiffs-respondents are co-sharers and co-owners in possession of the property.

The interim injunction order passed by the trial Court in the year 2011 is still operative. However, the implementation of the interim order was stayed. The suit has been pending for the last more than four years. It is expected to be concluded shortly. As the evidence is being led before the trial Court, this Court is of the opinion that ends of justice would be adequately met in case a direction is issued to the trial Court to finally decide the suit within a period of six months after receipt the certified copy of this order.

The petition is accordingly disposed of directing the trial Court to conclude the suit within a period of six months.

The parties will maintain status quo as existing today at the spot during the next six months.

(M.M.S. BEDI)
JUDGE

March 13, 2015
harsha