

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

C.R. No.2538 of 2015

Date of Decision.05.05.2015

Bhupinder Singh

.....Petitioner

Versus

Surender Kumar and others

.....Respondents

Present: Mr. Pankaj Bali, Advocate
for the petitioner.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

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K. KANNAN J. (ORAL)

1. The petitioner is aggrieved against the order of stay granted in a petition filed under Section 10 CPC brought at the instance of the defendant in the suit. According to him, he has already filed the suit for specific performance with reference to the very same subject matter and the suit for injunction filed at the instance of the defendant in his suit, who is the vendor, must be stayed. I will find that no tenable objection could be raised for issue in previous suit for specific performance will definitely have a bearing for consideration of the issue in the subsequent suit.

2. Even while declining to make any intervention, I am of the view that if any prayer for a simultaneous trial of both the suits is brought at the instance of the petitioner, it shall be favourably considered. Both the suits are reported to be pending before the same Court. The petitioner is at liberty to file a memo for simultaneous

adjudication of both the suits and if such a prayer is made, it shall be favourably considered and the cases may be consolidated for disposal.

3. With these observations, the civil revision is disposed of.

(K. KANNAN)
JUDGE

May 05, 2015
Pankaj*