

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

109

Civil Revision No.3166 of 2016 (O&M)

Date of Decision: May 05, 2016

Ch. Shiv Lal

...Petitioner

Versus

Sukhdev Singh (deceased) through LRs

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Y.P. Khullar, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Counsel for the petitioner, in the light of the zimni orders, which have been placed on record, asserts that the matter has been adjourned by passing virtually an identical order on each date by the Appellate Authority, where the eviction petition is pending of the petitioner, since November 2012, who is 89 years of age and being a senior citizen, had moved an application for early disposal of the appeal, when on 09.07.2014 the following order was passed:-

“An application has been filed for disposing of the case at the earliest being Senior Citizen. The case is fixed for final arguments for 30.07.2014”.

Thereafter the case has been adjourned on two occasions by the Appellate Authority by stating that the counsel for the appellant had sought an adjournment.

On 26.09.2014, the order which was passed is as follows:-

“This case was listed for arguments but I am proceeding on short casual leave 2.00PM to 4.00PM. Now to come up on 7.10.2015 for arguments”.

Thereafter identical orders have been passed till date, the

details whereof find mention from page 38 to 47 of the paper book. The case is now fixed for hearing on 10.05.2016. He prays that the appeal of the petitioner be decided at an early date.

Keeping in view the above facts and on going through the zimni orders which have been placed on record, this Court is of the considered view that the Appellate Authority should take up the appeal and decide the same at an early date and in any case, not beyond the period of three months from the next date of hearing.

The revision petition stands disposed of accordingly.

May 05, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE