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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Revision No.4798 of 2016 (O&M)

Date of Decision: 29.07.2016

BALWINDER SINGH

.....Petitioner

Vs

SUNIL KUMAR AND ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Raj Paul Kansal, Advocate
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

[1]. Petitioner seeks issuance of direction to the lower Appellate Court where ***Civil Appeal No.27009/2013*** titled as ***Sunil Kumar and another vs. Balwinder Singh and others*** is pending to decide the appeal in a time frame schedule.

[2]. Plaintiffs filed suit for permanent injunction in respect of suit land, which was dismissed by the trial Court vide judgment and decree dated 01.02.2013. An appeal was filed by the plaintiffs against the said judgment and decree which is pending before the lower Appellate Court since the year 2013.

[3]. Learned counsel for the petitioner contends that during pendency of the appeal, petitioner has been dispossessed from

the suit land and he has already filed suit for possession in respect of suit land. The appeal is being unnecessarily delayed. Reference has been made to para No.3 of the petition where numerous adjournments with reference to dates have been shown.

[4]. Be that as it may, it would be just and appropriate to ask the lower Appellate Court to decide the appeal expeditiously by giving short adjournments in the pending application under Order 6 Rule 17 CPC and also to make every endeavour to decide the appeal expeditiously in accordance with law.

[5]. In view of above, the revision petition stands disposed of.

July 29, 2016

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned Yes / No

Whether reportable Yes / No