

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

CR No.6962 of 2016
Date of decision : 19.10.2016

Naresh Kumar and another

...Petitioners

Versus

Balwinder Kaur and others

..Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Satbir Rathore, Advocate for the petitioners.

AMIT RAWAL, J. (Oral)

Mr. Satbir Rathore, learned counsel appearing on behalf of petitioners submits that application filed under Order 39 Rules 1 and 2 CPC in a suit for permanent injunction restraining the defendants from dispossessing the plaintiffs forcibly and illegally, has been dismissed by both the Courts below.

I have heard learned counsel for the petitioners and appraised the paper book.

Suit is of year 2014. Instead of pondering on the interim stay, I am of the view that grievance of the petitioners can be redressed, in case appropriate direction is issued to the trial Court to expedite the disposal of the suit.

Accordingly, present revision petition is disposed of with a

direction to the trial Court to expedite the disposal of suit No.244 of 2014 by affording 4-4 effective opportunities to the parties and shall decide the same within a period of six months.

In support of his contention, he has also relied upon Annexure P-8 (Electricity Bills of 2013 in the name of petitioner No.2), I am of the view that during such period, there shall be status-quo qua the possession as it exists today and in case it is found that petitioner-plaintiff is instrumental in causing delay in adjudication of pending suit, interim order shall be liable to be vacated.

Liberty is granted to the respondents to seek recall of the order in case the averments made in the petition is found to be incorrect.

19.10.2016

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No