

The perusal of the interim orders shows the sorry state of affairs. An application for temporary injunction is required to be decided within 30 days. Even if it is assumed that after the service of respondent, the application should be decided within 30 days, even then after the

CWP No. 13893 of 2016 (O/M)

appearance of defendants and much later after the completion of the pleadings, the application for temporary injunction was not decided within 30 days. Rather, liberal adjournments were granted by the then learned Civil Judge (Senior Division), Ludhiana, who now appears to have been transferred. The new officer followed him in giving liberal adjournments and the case is pending just for arguments on the said application. I am of the view that in these three years, the main suit could have been easily decided, but unluckily the matter is being adjourned only for deciding the application for temporary injunction.

In these circumstances, the present writ petition is disposed of with a direction to the learned Civil Judge (Senior Division), Ludhiana, to dispose of the said application for temporary injunction within three weeks. The learned District and Sessions Judge, Ludhiana, is directed to keep a watch on the case and ensure that the order of this Court is complied with. The learned District and Sessions Judge, Ludhiana, is also directed to keep check on such like cases where the injunction applications are not decided for a considerable period, extending over years.

The copy of this order be sent by fax to the learned District and Sessions Judge, Ludhiana, and the learned Civil Judge (Senior Division), Ludhiana.

(KULDIP SINGH)
JUDGE

9.8.2016
sjks

Whether speaking / reasoned : Yes

Whether Reportable : Yes