

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

201

FAO No.6909 of 2015

Date of Decision:22.07.2016

Baldev Singh proprietor M/s Lakhanpal Industries

....petitioner

Versus

Baldev Singh proprietor M/s Thind Mechanical Industries

.....respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Jatinder J.C.Nagpal, Advocate
for the petitioner

Mr.Vikas Bali, Advocate
for the respondent

ARUN PALLI, J. (ORAL):

Vide order being assailed, dated 11.08.2015, rendered by Additional District Judge, Ludhiana, application moved by the petitioner-plaintiff under Order 39 Rules 1 and 2 CPC has since been dismissed. This is how, plaintiff is before this Court.

During the course of hearing, learned counsel for the parties have reached a consensus that let this petition be disposed of, only with a direction to the trial Court to decide the suit itself within a specified time.

That being so, and without expressing any opinion on merits, this petition is disposed of, with a direction to the trial Court to decide the suit within six months from the date of receipt of certified copy of this order. For, evidence of the plaintiff is being recorded, and, for he only intends to examine two more witnesses, trial Court shall afford only two

effective opportunities to the plaintiff to lead and conclude his evidence. Likewise, defendant too shall be afforded three effective opportunities to conclude his entire evidence. Needless to mention, trial Court shall formulate a requisite schedule in this regard, so that proceedings are concluded within the time stipulated above. In the event, any of the party fails to adhere to the said schedule, it would be open to the trial Court to pass such orders as would be appropriate in the given circumstances.

22.07.2016

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(ARUN PALLI)
JUDGE