

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

CR No.6826 of 2016 (O&M)

Date of Decision: April 28, 2017

Harish Kumar

.....Petitioner(s)

Versus

Balwant Singh

....Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE SNEH PRASHAR

Present : Mr. Jaswinder Singh, Advocate
for the petitioner(s).

Mr. Jarnail Singh Saneta, Advocate
for the respondent(s).

SNEH PRASHAR, J. (ORAL)

Learned counsel for the respondent submits that the respondent has already opened a gate in his house towards the western side after the application filed by the petitioner under Order 39 Rule 1 & 2 read with Section 151 C.P.C. which was dismissed by learned First Appellate Court, hence, the instant petition has become infructuous.

Learned counsel for the petitioner submits that he has verified the fact, the gate is being opened and therefore, he does not want to pursue the present petition but as inconvenience is being caused to the petitioner, the learned trial Court may be directed to expedite the trial.

Considering the submission made, the present petition is dismissed as having been rendered infructuous, further the trial Court is directed to decide the case expeditiously.

**(SNEH PRASHAR)
JUDGE**

April 28, 2017

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No