

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

-.-

TA 1025 of 2017

Date of decision: 12.12.2017

Thuru Ram

..... *Applicant*

Versus

Ramesh Kumar and another

..... *Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Sachin Ohri, Advocate
for the applicant

-.-

Rekha Mittal, J. (Oral)

The applicant prays for transfer of appeal titled '*Thuru Ram v Ramesh Kumar*' from the Court of Shri Pushpinder Singh, Additional District Judge, Gurdaspur to another Court of Additional District Judge at Gurdaspur.

The sole submission made by counsel is that the Court below refused to grant interim stay in the pending appeal which led to filing of Civil Revision No. 8781 of 2015 pending for 11.12.2017. It is further submitted that despite pendency of revision petition, the appellate Court intends to dispose of the appeal and if it so happens, the revision filed by the petition would be rendered infructuous.

The petition for transfer of appeal is highly misconceived and liable to be rejected. The mere fact that the revision petition has been filed before this Court against an order passed by the appellate Court, declining to allow interim injunction and the appellate Court is intending to dispose of the appeal cannot constitute a ground much less a valid one for transfer of the case.

For the foregoing reasons, the petition fails and is accordingly dismissed.

(Rekha Mittal)
Judge

12.12.2017
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Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No