

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of decision: 27.03.2017

1. TA No.164 of 2017

Tekchand Sharma @ Tikaram

... Applicant

Vs.

Deep Chand and others

... Respondents

2. TA No.165 of 2017

Tekchand Sharma @ Tikaram

... Applicant

Vs.

Ramkumar @ Kallu and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Applicant in person.

RAMESHWAR SINGH MALIK, J. (ORAL)

These two identical transfer applications are being disposed of, vide this common order, as both these transfer applications are arising out of similar set of facts and between the same parties.

Applicant, by way of these two transfer applications under Section 24 of the Code of Civil Procedure, seeks transfer of the suit for permanent injunction titled as Tekchand @ Tikaram Vs. Deep Chand etc. and contempt case titled as Tekchand @ Tikaram Vs. Ramkumar @ Kallu etc. from Hodal, District Palwal to Gurugram.

Notice of motion was issued.

As per office report dated 23.03.2017, service is complete.

However, neither anybody has come present on behalf of the respondents to

oppose the present transfer application nor any request for pass over has been made.

Heard applicant in person.

It is a matter of record that similar litigation between these very parties was ordered to be transferred by this Court from Palwal to Gurugram vide order dated 23.01.2017 passed in TA No.267 of 2016 (Tek Chand Sharma Vs. Shobharam and others).

After hearing the applicant, who is appearing in person, this Court has found both these transfer applications to be squarely covered by the order dated 23.01.2017 passed by this Court in TA No.267 of 2016.

In view of the above, both these transfer applications are allowed.

Accordingly, the learned District Judge, Palwal is directed to send complete record of the abovesaid cases, mentioned in both these transfer applications, to the learned District Judge, Gurugram at an early date but in any case within a period of one month from the date of receipt of certified copy of this order.

The learned District Judge, Gurugram is also directed to assign both these cases to the learned Court of competent jurisdiction, for an early decision, in accordance with law.

With the abovesaid observations made and directions issued, both these transfer applications stand disposed of, however, with no order as to costs.

[RAMESHWAR SINGH MALIK]
JUDGE

27.03.2017
vishnu

Whether speaking/reasoned Yes/No

Whether reportable Yes/No