IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CR No.2685 of 2017 (O & M)
Date of Decision:17.04.2018

Baljit Singh ...Petitioner

Versus

Sohanjit Singh and others ...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Karan Vir Nanda, Advocate
for the petitioner.

Mr. Munish Yadav, Advocate
for the respondents.

ANIL KSHETARPAL, J.(Oral)

While issuing notice of motion, this Court on 19.04.2017 had after noticing that the application under Order 9 Rule 13 of the Code of Civil Procedure seeking setting aside of the ex parte judgment and decree dated 31.08.2001 is pending, stayed the operation of the impugned order dated 27.03.2017. Learned counsel for the parties during the course of arguments have disclosed that the application under Order 9 Rule 13 of the Code of Civil Procedure is pending for final disposal on 07.05.2018.

Learned counsel for the respondents has pointed out that decision on the application under Order 9 Rule 13 of the Code of Civil Procedure is being delayed by the petitioner. On the other hand, learned counsel for the petitioner contested for the stand taken.

Without going into merits of the case, this Court is of the considered view that learned trial Court should be directed to decide the application under Order 9 Rule 13 of the Code of Civil Procedure on the next date of hearing i.e. 07.05.2018 or within one week thereafter. Till then

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the interim order would continue. It may be noticed that learned counsel for both the parties has given undertaking that they shall not seek any adjournment in the application under Order 9 Rule 13 of the Code of Civil Procedure.

Revision petition is disposed of.

17.04.2018 **(ANIL KSHETARPAL)**
sheetal **JUDGE**

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No

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