

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

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CR No.3558 of 2017 (O & M)
Date of Decision:12.01.2018

M/s Beverly Bakers Limited

...Petitioner

Versus

Jagjit Singh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Munish Gupta, Advocate
for the petitioner.

Mr. Manish Kumar Singla, Advocate
for the caveator-respondents.

ANIL KSHETARPAL, J.(Oral)

Defendant-petitioner is in the revision petition against the order passed by the learned First Appellate Court ordering maintenance of status quo by the parties.

Plaintiff filed a suit claiming permanent injunction. Along with the suit, application for temporary injunction was also filed, which was dismissed by the learned trial Court. However, in appeal learned First Appellate Court after discussing various documents available on the file has found that the plaintiffs have a prima facie case.

I have heard learned counsel for the parties at length and with their able assistance gone through the documents filed.

In my considered opinion, the order passed by the learned First Appellate Court ordering status quo to be maintained by the parties was the best option available in the facts and circumstances of the case.

However, learned counsel for the defendant-petitioner has

process of setting up a project on the land in question. He comes up with a prayer that the defendant-petitioner shall suffer an irreparable loss if the project is delayed.

Taking into consideration, the assertions made which are not being disputed by the other side, this Court is of the considered opinion that the suit itself be got decided on an early date.

Both the learned counsel for the parties are agreed that both the parties be granted 3 opportunities each to lead their evidence and sincere efforts be made by the learned trial Court to conclude the trial within a period of 9 months from today.

In view thereof, the revision petition is disposed of with a request to the learned trial Court to expedite the hearing of the case and make sincere endeavour to dispose of the suit within a period of 9 months from today. Observation made by the Courts while deciding application for injunction would have no impact while deciding the suit.

12.01.2018
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(ANIL KSHETARPAL)
JUDGE

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