

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

**CR No. 3886 of 2018
Date of decision: 01.6.2018**

Ram Gopal Sharma

... Petitioner

Versus

Nirankar @ Nirakar and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Naveen Upadhyay, Advocate
for the petitioner.

ARUN PALLI, J. (Oral)

This is a petition under Article 227 of the Constitution of India, whereby the petitioner-plaintiff seeks a direction to the trial court to decide the application moved by the respondent-defendants under Order VII Rule 11 of the Code of Civil Procedure.

The limited grievance that the petitioner has is; that he is a senior citizen and is 78 years of age. He filed the suit on 20.12.2016, and the respondents having caused appearance on 20.4.2017, moved an application seeking rejection of the plaint. It is urged that the petitioner filed reply thereto on 5.7.2017. And, although nearly a year has gone by, but the matter has not made any tangible progress, for the application, referred to above, continues to be pending. Resultantly, even the suit is yet to be proceeded with. It is urged that even the District Judge, Ambala, was apprised of the hardship being faced by the plaintiff in the given situation, but eventually that too has not yielded any results.

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If that be so, the petitioner shall be at liberty to move the trial court, that is in seisin of the suit, for expeditious disposal of the application moved by the respondents under Order VII Rule 11 of the Code of Civil Procedure. And in the event, any such application/prayer is, indeed, made, the trial court shall consider and deal therewith without any further loss of time, and proceed in accordance with law.

The revision petition is accordingly disposed of, in the above terms.

01.6.2018
AK Sharma

(ARUN PALLI)
JUDGE

Whether speaking / reasoned:	YES
Whether Reportable:	NO