

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

**CR No.4739 of 2018 (O&M)  
Date of Decision:- 27.07. 2018**

Ram Chander and others

.....Petitioners

V/S

Rameshwar and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present : Mr.Randhir Singh Redhu, Advocate  
for the petitioners.  
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**HARINDER SINGH SIDHU J.**

The petitioners are the defendant Nos.1 to 3 in the Civil Suit titled 'Rameshwar and others Vs. Ram Chander and others' pending before the Court of Additional Civil Judge (Sr. Division), Kaithal. They are aggrieved of the order dated 06.07.2018 (Annexure P-1) passed by the Additional Civil Judge (Sr. Division), Kaithal disposing of the application under Order 39 Rules 1 and 2 of the Code of Civil Procedure filed by the plaintiffs. The petitioners have filed appeal against that order, which is pending.

It is stated that the arguments in the case were heard on 20.07.2018 and the case has been now adjourned for 21.08.2018 for pronouncement of the order. It is the case of the petitioners that pursuant to the order of learned Civil Judge in the application under Order 39 Rules 1 and 2 of the CPC, the plaintiffs (respondents herein) intend to install new Siphons towards Killa No.24/1 and 24/2. It is the contention of learned counsel for the petitioners that if new Siphons as permitted are to be installed, their crops would be totally damaged and even their houses would be damaged and they would suffer irreparable harm. In these circumstances, it is imperative that this appeal be decided at earliest keeping in view the rainy season.

In view of the aforesaid contention of the learned counsel for the petitioners, the present revision petition is disposed of by requesting learned Lower Appellate Court to endeavour to decide the appeal of the petitioners against the order dated 6.7.2018 of the Ld. Civil Judge, Kaithal at the earliest considering the urgency of the situation.

**(HARINDER SINGH SIDHU)**  
**JUDGE**

**27.7.2018**

Atul

Whether speaking/reasoned                      Yes/No

Whether reportable                                Yes/No