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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CR No. 5811 of 2017 (O/M)  
Date of decision : 19.2.2018

Tej Ram

..... Petitioner

Versus

Ram Kishan

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Onkar Rai, Advocate, for petitioner.

Mr. R.B. Gupta, Advocate,  
for respondent.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
  2. To be referred to the Reporter or not.
  3. Whether the judgment should be reported in the digest ?
- .- -.-

KULDIP SINGH J. (ORAL)

Impugned in present revision is order dated 1.8.2017 (Annexure-P-3), passed by learned Civil Judge (Junior Division), Faridabad, vide which at the stage when defendant had put in appearance, the prayer of plaintiff was for grant of ad interim injunction was declined.

I am of the view that once notice is issued to defendant, defendant has to be given opportunity to plead his case by filing written statement. Only after considering the case of defendant, ad interim injunction is to be granted. The next date of hearing was 26.9.2017 and by this time, written statement might have been filed. The application filed

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under Order XXXIX Rules 1 and 2 CPC, 1908, has not been finally decided. There is no ground to interfere in impugned order. Consequently, instant revision is dismissed.

(KULDIP SINGH)  
JUDGE

19.2.2018  
sjks

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No