

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

**CR No.6939 of 2018 (O&M)
Date of Decision : 11.10.2018**

Dogar Ram and another

.....Petitioners

Versus

Parshotam Lal

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Ranjan Lakhanpal, Advocate
for the petitioners.

SUDIP AHLUWALIA, J. (ORAL)

CM No.22409-CII-2019

Allowed as prayed for.

CR No.6939 of 2018

Seen the impugned order dated 19th December, 2017 passed by the Ld. Civil Judge, Shaheed Bhagat Singh Nagar vide which an interim *ex parte* injunction was granted against the present petitioners. Subsequently, an appeal under Order 43 Rule 1(r) read with Section 151 CPC was preferred against the said order which was disposed off by the Ld. District Judge, Shaheed Bhagat Singh Nagar on 24th May, 2018 in view of the submission that in the meantime the Ld. Trial Court had already heard all the arguments on the original application for temporary injunction, and therefore the Ld. Appellate Court simply

directed the Ld. Trial Court to finally dispose off the said application on merits expeditiously, and directed the parties to appear before the said Court on 29th May, 2018.

2. The petitioners are now aggrieved that inspite of such direction the matter remains undecided, and therefore seek indulgence of this Court.

3. This Court notes with some anguish that an inordinate delay has occurred till now inspite of a specific direction of the Ld. Appellate Court, in a case where originally an *ex parte* injunction had been allowed, and the matter has still not been disposed off although hearing is said to have been completed before the Ld. Trial Court long ago.

4. The matter is therefore at this stage disposed off with a direction upon the Ld. Trial Court to pass its final reasoned order on the pending application under Order 39 Rule 1 and 2 read with Section 151, CPC positively within two weeks from the date of communication of this order.

October 11, 2018
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No