

116.

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

CIVIL REVISION-857-2018

Date of decision:08.02.2018.

PARDEEP KUMAR

... Petitioner

Versus

SUB DIVISIONAL OFFICER (OP) UHBVN AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Parminder Singh, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Petitioner has filed the present revision petition under Article 227 of the Constitution of India questioning the proceedings pending before the Lower Appellate Court in a case titled as “Pardeep Kumar Versus Sub Divisional Officer (OP) UHBVN, Sub Division, Indri, District Karnal and others” whereby the application filed by the petitioner for interim stay has been declined.

Petitioner had filed a suit for permanent injunction restraining the defendant No.1 from installing poles, transformer and electricity lines for releasing the connection in Khasra No.19/7 and further releasing connection in the name of Amar Nath-defendant No.2. Plaintiff has further pleaded that defendants No.2 to 7 be restrained from installing any tubewell connection in the land pertaining to Khasra No.19/7, as they have no right, title or concern with the said land.

The trial Court vide judgment and decree dated 12.12.2017

dismissed the suit. Challenging the said judgment and decree, the plaintiff

preferred an appeal which is pending adjudication before the Lower Appellate Court. Along with the appeal, the petitioner-plaintiff also filed an application for interim stay which is pending before the Lower Appellate Court.

At this stage, learned counsel for the petitioner has submitted that taking into consideration the nature of dispute involved in the appeal and when the Lower Appellate Court is seized with the matter, the Lower Appellate Court may be directed to decide the appeal expeditiously.

The submission made by learned counsel for the petitioner looks to be genuine.

Accordingly, without making any observation on the merits of the case, this Court expects that the Lower Appellate Court shall make an endeavour to decide the appeal expeditiously.

Disposed of.

(HARI PAL VERMA)
JUDGE

08.02.2018

sanjeev

Whether speaking/reasoned?

Whether reportable?

Yes/No

Yes/No