

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

Civil Revision No.8820 of 2017.
Decided on:-January 25, 2018.

Aadish Aggarwal and another

.....Petitioners.

Versus

Brijeshwar Sawroop and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Petitioner No.1 in person.

HARI PAL VERMA, J. (ORAL)

The petitioners have filed the present revision petition under Article 227 of the Constitution of India for issuance of an appropriate direction to the civil Court to decide the suit filed by the petitioner-plaintiffs at the earliest.

The petitioners have filed a civil suit for declaration to the effect that they are owners in possession of the agricultural land as detailed in the head note of the plaint. A consequential relief of permanent injunction restraining the respondent-defendants from interfering/dispossessing the plaintiffs from their peaceful joint possession in the suit property has also been sought by the petitioner-plaintiffs.

The petitioner No.1 appearing in person, has argued that the suit was filed on 17.09.2015, but the proceedings in the suit are being conducted in a slow manner. One application has been filed by the petitioner-plaintiffs to place on record certain documents and as many as four applications have been

filed by the respondent-defendants. In this manner, proceedings in the suit are being delayed by the defendants intentionally. He has also relied upon the judgment of the ***Madras High Court (Madurai Bench) in Mallika and others Versus V. Ashok Kumar C.R.P. (PD) (MD) No.1290 of 2011*** decided on 19.08.2011 and the judgment of this Court in ***Civil Revision No.8052 of 2017*** titled as ***Lt. Col. Amardeep Singh Versus Ramandeep Kaur and another*** decided on 20.11.2017.

Having heard the petitioner No.1 in person and taking into consideration the nature of relief sought in the suit, this Court finds that such like suits cannot be decided summarily and, therefore, the proceedings in the suit are likely to take some time. So far as the judgment of this Court in ***Lt. Col. Amardeep Singh's case (supra)*** is concerned, in that case the suit was filed in the year 2013, whereas the direction for early disposal of the case was issued by this Court on 20.11.2017, which is not in the case in hand. Even otherwise, every case is required to be decided on its own facts.

Therefore, this Court finds that no interference in the suit is warranted and the present petition is, accordingly, dismissed.

However, as directed by this Court vide order dated 15.12.2017, the civil Court shall ensure that no unnecessary adjournment is granted to either of the parties.

January 25, 2018
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No