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

CR No. 3348 of 2018

Date of Decision: 11.03.2019

Madan Lal and another

-Petitioners

Vs

Smt. Vidya Wanti and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. H.S. Saini, Advocate,
for the petitioners.
Mr. Amandeep Saini, Advocate,
for respondents No.1 to 4.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner has challenged the order dated 30.04.2018 passed by the trial Court to the extent that the trial Court even after issuing notice of the said application has not complied with mandatory requirement of law under Order 39 Rule 3 CPC.

At this stage, it can be appreciated that the application is still pending before the trial Court.

This Court vide order dated 18.05.2018 granted *status quo* regarding possession over the suit property.

In view of facts and circumstances of the case, it would be just and expedient to direct the trial Court to decide the pending application under Order 39 Rules 1 and 2 CPC at the earliest, preferably within a period of one month from today.

Till such time, order of *status quo* dated 18.05.2018 shall remain in operation.

Nothing observed hereinabove shall be construed to be an opinion on merits of the case.

Disposed of.

11.03.2019
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No