

CR-1955-2019 (O&M)

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

CR-1955-2019 (O&M)

Date of decision : 20.03.2019

Gian Chand

... Petitioner

Versus

Ravinder Kumar Kamboj and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. B.S. Sidhu, Advocate
for the petitioner.

AMIT RAWAL, J. (ORAL)

Prayer in the present revision petition is for issuance of direction to the lower Appellate Court to decide the miscellaneous appeal preferred by the respondents-defendants against the order dated 07.03.2018 of the trial Court, whereby the trial Court had allowed the interim application in favour of the petitioner-plaintiff.

Learned counsel for the petitioner submitted that the defendants are not arguing the appeal, after having obtained the interim stay against the order of the trial Court dated 19.04.2018 (Annexure P-3). Reference has been made to the interim orders dated 19.05.2018, 09.07.2018, 24.07.2018, 06.08.2018, 20.09.2018, 26.09.2018, 03.10.2018, 06.10.2018, 16.10.2018, 31.10.2018, 16.11.2018, 03.12.2018, 10.12.2018, 10.01.2019, 23.01.2019, 30.01.2019, 11.02.2019 and 26.02.2019.

He further submits that arguments in part have already been

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addressed, thus, urges this Court for issuance of direction to expedite disposal of the application and the main appeal.

I have heard learned counsel for the petitioner, appraised the paper book as well as zimini orders.

On perusal of the aforementioned zimini orders, it is evident that on certain dates, the appeal was not listed for arguments, but during the pendency of the appeal, some third party moved an application seeking leave to pursue the appeal and the matter is pending consideration.

Keeping in view the aforementioned facts, I deem it appropriate to dispose of the present revision petition with a direction to the lower Appellate Court to decide the application and the appeal as expeditiously as possible preferably within a period of two months from the date of receipt of the certified copy of this order.

The present revision petition is disposed of dispensing with notice to the respondents in order to save time of the Court and defray the expenses of litigation of respondents.

20.03.2019
Yogesh Sharma

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**