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

**Civil Revision No.2109 of 2019 (O&M)
Date of Decision: 14.11.2019**

VARINDER KUMAR

.....Petitioner

Vs

ANOOP SINGH

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Arun Takhi, Advocate
for the petitioner.

None for the respondent.

RAJ MOHAN SINGH, J. (Oral)

On 13.11.2019, following order was passed by this
Court:-

“Learned counsel for the respondent points out that vide order dated 27.06.2018 ad interim injunction was declined to the petitioner. Against the said order, an appeal was preferred before the Addl. District Judge, Hoshiarpur. At one point of time, vide order dated 30.06.2018, status quo was granted till 06.07.2018. In due course, the matter came up for consideration before lower Appellate Court on 14.08.2018 and the prayer for grant of ad interim injunction was declined. Against the aforesaid orders dated 27.06.2018 and 14.08.2018 passed by the Courts below, the present revision petition has been preferred.

By referring to the order dated 05.07.2019 passed by the Civil Judge (Jr. Divn.) Dasuya, learned counsel for the respondent states that the plaintiff/petitioner has not pressed the

application under Order 39 Rules 1 and 2 CPC by suffering statement to that effect before the trial Court and the application has been disposed of at that stage. As on date, there is no such application under Order 39 Rules 1 and 2 CPC pending before the trial Court and this revision petition has become infructuous.

Since there is no representation on behalf of the petitioner, therefore, I deem it appropriate to defer the case for 14.11.2019.

Let office of Mr. Arun Takhi, Advocate for the petitioner be informed about enlisting of this case.”

The factum of order dated 05.07.2019 passed by the Civil Judge (Jr. Divn.) Dasuya has not been denied by learned counsel for the petitioner.

In view of above, nothing survives in this revision petition and the same is dismissed as such.

November 14, 2019

Atik

Whether speaking/reasoned

Whether reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No

Yes/No