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

CR No. 4895 of 2019

Date of Decision: 20.08.2019

Rajender Singh

-Petitioner

Vs

Sunita and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Dr. S.S. Hooda, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

1. Petitioner states that he is a war veteran having served in Indo-China war as well as in Indo-Pakistan war of 1962 and 1965 respectively.

2. Appeal filed by him against the judgment and decree dated 28.03.2018 is mature for arguments since 01.11.2018. The case is being adjourned by the lower Appellate Court on non-existent grounds including filing of application under Order 7 Rule 11 CPC by the respondents at appellate stage. The application filed by the defendants under the aforesaid provision before the trial Court had already been dismissed and the said order had already attained finality. Even in the application under Order 7 Rule 11 CPC filed before the lower Appellate Court, pleadings are complete.

3. Keeping in view the nature of proceedings pending before the lower Appellate Court, I deem it appropriate to dispose of this revision petition without issuing any notice to the respondents as the same would further delay disposal of the present revision petition.

4. In view of nature of order which this Court proposes to pass at this stage, no prejudice is going to be caused to anyone.

5. It would be just and appropriate to direct the lower Appellate Court to dispose of the pending appeal along with any application either on the date fixed or within two months thereafter, in accordance with law without being influenced by any statement of fact made hereinabove.

20.08.2019
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

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