

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

CR No.5095 of 2019

Date of Decision : 27.08.2019

Rajesh

.....Petitioner

Versus

Kulwinder Singh

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Dr. Naresh Kaushik, Advocate for
Mr. Vinod Bhardwaj, Advocate
for the Petitioner.

SUDIP AHLUWALIA, J. (ORAL)

The Petitioner, who happens to be the Plaintiff in Civil Suit No.660 of 2019 pending in the Court of Ld. Civil Judge (Junior Division), Kharar, is aggrieved that no order on his Application under Order 39 Rules 1 and 2 of the Civil Procedure Code, has been passed by the Ld. Trial Court, till date.

2. The Respondent's side had been granted time to file reply to the said Application on 14th August, 2019 after the Suit was received in the said Court by way of entrustment. It transpires that the matter is listed on 31st August, 2019 for filing reply to the Stay Application.

3. In view of the nature of the order this Court proposes to pass, there is no need to issue any notice upon the respondent at this stage, as that could have the effect of causing avoidable delay.

4. After hearing Ld. Counsel for the Petitioner, the present Revision Petition is disposed off with a direction upon the Ld. Court below to try and dispose off the Petitioner's pending Application for Temporary Injunction on merits either on the next date itself, and if not practicable to do so, then to take appropriate steps to ensure that the purpose of the Petitioner's Application for Temporary Injunction does not otherwise get frustrated.

August 27, 2019

Dpr

**(SUDIP AHLUWALIA)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No