

CR No. 8340 of 2016

Date of Decision: 29.01.2020

Bhagirath Singh and others

.... Petitioners

Versus

Kamla Devi and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Birender Singh Rana, Sr. Advocate with
Ms. Divya Bajaj, Advocate
for the petitioners.

Mr. Sandeep Thakan, Advocate
for respondent No. 1.

ANIL KSHETARPAL, J. (ORAL)

The present revision petition under Article 227 of the Constitution of India has been filed against the order passed by the learned First Appellate Court allowing application for grant of temporary injunction. Trial of the suit filed on 26.05.2015 has already made substantial progress. Learned counsel for the plaintiff has submitted that the plaintiff has to record deposition of her last witness on 26.02.2020. Learned counsel for the plaintiff submits that the plaintiff would conclude evidence by first week of March, 2020. Learned counsel for the defendant-petitioners submits that they should be granted three opportunities within a total period of 3 months thereafter.

Keeping in view the aforesaid facts, this Court is of the considered view that ends of justice would be met if the learned trial Court is requested to decide the suit itself within a period of 6 months from today.

This order has been passed keeping in view the fact that the injunction order

passed by the learned First Appellate Court has already continued for more than 3 years and 4 months.

The parties shall remain bound by the stand taken by their respective counsel.

Disposed of.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

(ANIL KSHETARPAL)
JUDGE

29.01.2020
Maninder

Whether speaking/reasoned : Yes
Whether reportable : No