

CR No.1387 of 2020 (O&M)
Date of Decision : 27.02.2020

M/S Aman Engineering Works

...Petitioner

Versus

M/S B.M. Water Meters

...Respondent

CORAM : HON'BLE MRS. JUSTICE ALKA SARINPresent : Mr. Nipun Saxena, Advocate and
Mr. Balvinder Sangwan, Advocate
for the petitioner.

ALKA SARIN, J (ORAL)

The present revision petition has been filed on the ground that the application under Order 39 Rule 1 and 2 along with application under Order 26 Rule 9 of the Code of Civil Procedure, 1908, hereinafter to be referred as the 'CPC' for appointment of Local Commissioner have not been decided since 27.08.2018. Written submissions were also filed qua the application under Order 39 Rule 1 and 2, CPC on 16.05.2019.

Learned counsel for the petitioner contends that his limited prayer in the present revision petition is that the Trial Court be directed to decide the application under Order 39 Rule 1 and 2 and application under Order 26 Rule 9 CPC in a time bound manner.

Since an innocuous prayer has been made, I do not find it necessary to issue notice to the other side.

The present revision petition is disposed off with a request to the Trial Court, to try and decide both the applications on the next date of hearing.

(ALKA SARIN)
JUDGE

27.02.2020/Manpreet

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No