

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

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**CR-2122-2020 O&M)
Date of Decision: 14.08.2020.**

Bachan Kaur

....Petitioner.

Versus

Onkar Singh and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Bhavyadeep Walia, Advocate for the petitioner.

Suvir Sehgal, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Counsel for the petitioner submits that the plaintiff/ petitioner has filed a suit for declaration to the effect that the agreement dated 16.08.2019 executed by the plaintiff in favour of defendant No.1 with regard to the land in dispute and agreement dated 16.08.2019 executed by defendant No.2 in favour of the plaintiff qua the property mentioned therein stand cancelled and that the plaintiff or defendant No.1 had no right title or interest in the said property on the basis of the above said agreements.

The plaintiff has further sought relief of permanent injunction restraining the defendants or its agents etc. from causing any interference or dispossessing the plaintiff from the suit land in her ownership. Along with the suit, the plaintiff had filed an application, Annexure P7, under Order 39 Rules 1 and 2 for ad interim injunction whereupon by order dated 15.05.2020, Annexure P2, the trial Court observed that before passing any

interim order, the defendant is required to be heard and notice was issued to the defendant for 30.05.2020. The plaintiff challenged the order Annexure P2 in appeal which was dismissed on 29.06.2020, Annexure P1, by the Additional District Judge, Ludhiana as not maintainable.

Faced with the situation that the application, Annexure P7, is pending before the trial Court, counsel for the plaintiff submits that the petitioner would be satisfied if the petition is disposed of with a direction to the trial Court to decide the application within a specified time.

Submission made by the plaintiff/ petitioner is just and reasonable. Without examining the merits of the application or the Civil Suit, the revision petition is disposed of with a direction to the trial Court to decide the application Annexure P7 in accordance with law within a period of three weeks from the date of receipt of certified copy of this order.

(SUVIR SEHGAL)
JUDGE

14.08.2020

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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No