

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

CR-893-2021 (O&M)

Date of decision: 15.09.2021

Hira Lal and others

....Petitioners

Versus

Ujjawal Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Sanjay Vashisht and
Mr. Akash Vashisht, Advocates for the petitioners

Mr. Virender Rana, Advocate for the respondents

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

On 09.04.2021, after hearing learned counsel representing the petitioners, the following order was passed by this Court:-

“The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Learned counsel for the petitioners inter alia contend that without deciding the application under Order 39 Rule 1 and 2, the Court erroneously granted police protection to the respondent facilitating him in harvesting the crop.

Notice of motion for 22.04.2021.

Liberty to serve the respondent through his counsel in the trial Court.”

Learned counsel representing the parties are ad idem that

the learned trial court is yet to decide the application under Order 39 Rule 1 and 2 CPC. Learned trial court without deciding the application under Order 39 Rule 1 and 2 has passed the impugned order while granting help of the police to harvest the crop.

Arguments of the learned counsel for the parties have been heard at length. The learned counsel representing the parties have come to a consensus. They pray that let the trial court re-decide the application for grant of police help after decision on the application under Order 39 Rule 1 and 2 within a period one month.

Keeping in view the aforesaid facts, the revision petition is disposed of by requesting the trial court to decide the application under Order 39 Rule 1 and 2 at the first instance and thereafter, decide the application for providing police help. The learned counsel representing the petitioner submits that he will file his written statement and complete the pleadings within next 10 days.

With the aforesaid observations, the revision petition is disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

15.09.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE