
HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Revision No.1206 of 2021 (O&M)

Date of decision:22.07.2021

Jagiro Devi and another

...Petitioners

Versus

Dalbir Singh and another

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Amit Jain, Senior Advocate, with
Mr. Chetan Slathia, Advocate, for the petitioners.

(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. Sandhawal, J. (Oral)

CM No.5659-CII of 2021

Application is allowed, as prayed for.

Written statement filed by the petitioners-defendants in the suit
is taken on record.

CR No.1206 of 2021

Counsel for the petitioners has produced the interim orders dated 05.07.2021, 14.07.2021 and 20.07.2021, whereby the lower Appellate Court has adjourned the proceedings for hearing the arguments on merits of the appeal. The same is arising out of the interim order dated 28.05.2021 passed by the trial Court, whereby the plaintiffs have been granted injunction by restraining the petitioners-defendants from interfering in peaceful and lawful possession of the plaintiffs.

The present revision petition, filed under Article 227 of the
Constitution of India, thus, would not be maintainable at this point of time

since the petitioners have already availed of their alternative remedy before the Additional District Judge.

This Court is sanguine and expects that the lower Appellate Court, which is seized of the matter before it, shall decide the same at the earliest. It is always open to the parties to challenge the final order passed by the lower Appellate Court, once the appeal is decided either way.

The present petition is accordingly disposed of with the aforesaid observations.

July 22, 2021
vinod*

(G.S.Sandhawalia)
Judge

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No