

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

202

CR-2266-2020

Decided on : 22.03.2021

Varun Kumar Sachdeva

... Petitioner

Versus

Ashok Sachdeva & another

... Respondents

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

Present: Mr.Prateek Sodhi, Advocate, for the petitioner.

Mr.Amit Jain, Advocate, for the respondents.

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

G.S. Sandhawalia, J. (Oral)

Counsels are agreed that since the matter is pending before the Trial Court on the application filed under Order 39 Rules 1 & 2 CPC, since written statement has been received from the respondents, the matter may be disposed of by directing the Trial Court to decide the application at the earliest.

Admittedly, the present revision petition arises out of the non grant of ex-parte ad-interim injunction on 24.08.2020 (Annexure P-6). The background was also noticed by this Court on 17.09.2020, while issuing notice of motion and liberty was given to the Trial Court to take its own view, though dispossession of the petitioner had been stayed from the land in dispute, measuring 68 kanals 8 marlas.

Thus, keeping in view the consent arrived at inter se the counsels for the parties, the present revision petition is disposed of, with the direction to the Trial Court to decide the application filed under Order 39 Rules 1 & 2 CPC, within 4 weeks from today. The protection granted to the petitioner shall continue only till the decision on the application.

It is, however, made clear that any observation made in the order dated 17.09.2020, shall not prejudice the Trial Court from deciding the issue on merits, since the written statement has now been filed.

MARCH 22, 2021

sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No