

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

C.R NO.2468 OF 2020

DATE OF DECISION : 17.02.2021

Avtar Singh and another

...Petitioner

Versus

Gurudwara Gurdarshan Prakash and another

...Respondents

CORAM ; HON'BLE MR. JUSTICE ARUN MONGA

Present : Ms. Navjot Kaur, Advocate for
Mr. Navjot Singh, Advocate,
for the petitioners.

Mr. Sanjay Majithia, Senior Advocate with
Mr. B. S. Bajwa, Advocate,
for the respondent.

(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

After arguments were heard for some time, learned counsel for the petitioner as well as learned senior counsel for the respondents are ad idem that none of their clients would seek adjournment from the court below, to argue the interim stay application filed under Order 39 Rules 1 and 2 CPC, slated for hearing before the Transferee Court on 02.03.2021.

2. In the premise, the instant writ petition is disposed of with a request to the Transferee First Appellate Court to endeavour to decide the interim stay application on the next date of hearing. The Court shall be at liberty to adjourn the matter, in case it feels that more time is needed to dispose of the application.

3. Pleadings, if any, and/or any documents to be filed by the respective parties, shall be done on or before the date fixed before court below.

4. The Transferee Court shall decide the aforesaid stay application, without being influenced by the observations made in the Transfer Order, vide which case was transferred by the learned District Judge.

5. Disposed of accordingly.

FEBRUARY 17, 2021

Shalini

(ARUN MONGA)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No