

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

CR-3058-2021 (O&M)

Date of decision: December 01, 2021

Ambika Realcon Builders Private Limited

...Petitioner

Versus

Omaxe New Chandigarh Developers Private Limited and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Puneet Bali, Senior Advocate with
Mr. Vibhav Jain, Advocate and
Mr. Uday Agnihotri, Advocate for the petitioner.

ARUN MONGA, J. (ORAL)

Impugned herein is an *ex parte* order dated 29.12.2020 (Annexure P-24) passed in favour of the respondent/plaintiff by learned Civil Judge (Junior Division), Kharar, in pending proceedings under Order 39 Rule 1 & 2 of CPC.

2. Learned Senior counsel for the petitioner submits that against the impugned order dated 29.12.2020, though an appeal has also been preferred before learned District Judge, Mohali, but the same is being adjourned time and again. On the other hand, petitioner company is suffering huge losses as the development of the land in question has virtually come to a standstill. It is thus constrained to approach this Court by filing the present revision petition.

3. In view of the pending appeal, concededly preferred by the petitioner, now slated for hearing on 23.12.2021, without commenting on the merits of the case, it is expected of the Appellate Court to dispose of the

appeal as expeditiously as possible. It is made clear that neither of the parties shall seek any further adjournment before the appellate court.

4. Disposed of, accordingly.

(ARUN MONGA)
JUDGE

December 01, 2021

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No