

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

126

CR-1336-2022

Decided on : 18.04.2022

Parvinder Singh

... Petitioner(s)

Versus

Kaka Singh and others

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Umaid Mann, Advocate
for the petitioner(s).

MANJARI NEHRU KAUL, J. (Oral)

By way of instant revision petition, the petitioner is praying for setting aside the order dated 11.11.2021 (Annexure P-3), passed by the Court of Civil Judge (Jr. Divn.), SAS Nagar, Mohali and grant of temporary injunction restraining the respondents/defendants or their agents from transferring/selling the LOIs of the suit land issued by respondent No.3 to any other person 'during the pendency of the suit'.

Learned counsel for the petitioner has failed to satisfy this Court *qua* the maintainability of the instant petition since an application under Order 39, Rule 1 & 2 of CPC is admittedly pending adjudication before the trial Court, wherein, similar relief for temporary injunction has already been prayed for. The petitioner, thus, cannot be allowed to supersede the proceedings pending before the trial Court in an application under Order 39 Rule 1 & 2 of CPC by way of a revision petition under Article 227 of the Constitution of India.

Dismissed.

At this stage, a prayer has been made by learned counsel for

of CPC, expeditiously, as it has been pending for more than four months.

The trial Court is, therefore, directed to decide the application under Order 39 Rule 1 & 2 of CPC expeditiously, preferably within eight weeks from today in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

April 18, 2022

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*