

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

CR-1367-2022 (O&M)

Date of decision: 18.04.2022

Babu Lal and others

.....Petitioners

versus

Learned Civil Judge,
Junior Division, Gurugram

.....Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Jaspal Singh Maanipur, Advocate
for the petitioners.

FATEH DEEP SINGH, J. (ORAL)

CM-4447-CII-2022

In view of the averments made in the application and in the interest of justice, the same is allowed subject to all just exceptions.

CM stands disposed off.

CR-1367-2022

On statement of counsel for the petitioners, service of respondent No.1 is hereby dispensed with. Necessary note be given on the records on the records.

The primary grouse of the petitioners (in all numbering 04) is that they filed CIS No. CS-000995-2015 titled as 'Maina Devi versus Moti Ram and others' along with an application under Order 39 Rules 1 and 2 read with Section 151 CPC seeking injunction which was filed way back on 30.04.2015 in which the learned Court of Civil Judge (Junior Division), Gurugram passed order of *ex parte* stay the same very day and in spite of seven years having lapsed, the application for vacation of the stay/for decision of the stay application has not been made and, hence, the present revision petition for its expeditious disposal has come about by the defendants then respondents.

Be so as it may, in view of the inordinate delay that has been occasioned and the prejudice that the parties have been put to, impels this Court to issue directions to the Trial Court to expedite the disposal of the stay application, preferably within a period of 15 days from the date of receipt of certified copy of this order.

The present civil revision petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

18.04.2022

Neha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No