

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-3117-2017 (O&M)

Date of decision: January 18, 2023

Davinder Singh @ Minda

....Petitioner

versus

Krishan Lal

....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Kanwal Goyal, Advocate for the petitioner.

Mr. Rishav Jain, Advocate for the respondent.

ARUN MONGA, J. (ORAL)

Present revision petition is to set aside impugned order dated 10.08.2015 (Annexure P-1) passed by learned Civil Judge (Junior Division), Phillaur and 20.01.2017 (Annexure P-2) passed by learned Additional District Judge, Jalandhar, whereby application of the respondent-plaintiff for temporary injunction has been allowed holding him to be in possession of property, despite the fact as stated herein that plaintiff-respondent admitted in his pleadings itself that he is not in possession.

2. Having heard rival contentions of learned counsel for the parties, I am of the view that instead of exercising the extraordinary revisional jurisdiction to consider the merits of the interim order dated 10.08.2015 (Annexure P-1) passed by learned trial Court and affirmed by the learned First Appellate Court vide order dated 20.01.2017 (Annexure P-2), it is expedient to request learned trial Court to dispose of the trial pending before it without granting unnecessary adjournments, given that suit was filed way

back in 2014. However, while disposing of the revision petition, it is made clear that during pendency of the proceedings before this Court, *status quo* regarding possession was ordered to be maintained on 13.07.2017. It would also be proper that parties maintain *status quo* regarding possession till the final adjudication of the trial.

In the premise, interim arrangement of *status quo* regarding possession granted vide order dated 13.07.2017 is made absolute till the conclusion of the trial. Trial Court to proceed in accordance with law and conclude the trial as expeditiously as possible.

3. Disposed of, accordingly.
4. Pending applications, if any, shall also stand disposed of.

(ARUN MONGA)
JUDGE

January 18, 2023
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No