

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

128

CR-4813-2023

Date of decision:- 19.10.2023

Satpal Singh

....Petitioner

Versus

Rupinder Singh and Ors.

...Respondents

CORAM:- HON'BLE MS. JUSTICE AMARJOT BHATTI

Present:- Mr. Sandeep Arora, Advocate for the petitioner.

AMARJOT BHATTI, J.

1. The petitioner has filed the present civil revision under Article 227 of the Constitution of India to modify the impugned order dated 07.08.2023 passed by learned Additional District Judge, Hoshiarpur and to consider the application seeking ad-interim injunction.

2. Learned counsel for the petitioner argued that the case is pending before the First Appellate Court and it is being adjourned from time to time. The present petitioner apprehends that the respondents No.1 to 3 may not alienate the property. The appeal was entrusted to learned Additional District Judge, Hoshiarpur for the first time on 07.08.2023 and till date it is pending for service of the respondents and their application seeking ad-interim stay is still pending. Therefore, the learned Additional District Judge, Hoshiarpur may be directed to decide the application in a time bound manner.

3. I have considered the arguments and have gone through the

record. I have received status report from the Court concerned. As per this report, the civil appeal was received by entrustment on 07.08.2023 and thereafter, effort is being made to procure the service of respondents. The respondents No.1 and 3 have already appeared through their counsel whereas it is still pending for service of respondent No.2. It is a prerogative of the Court concerned to give *ex parte* ad-interim injunction as per the facts of a particular case but in the case in hand the learned Additional District Judge, Hoshiarpur has preferred to decide the application after giving notice to the respondents.

Considering the factual position, in my opinion no interference is required and the present civil revision is accordingly declined.

Pending application(s), if any, shall also stand disposed of.

19.10.2023

Sunil Devi

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No