

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

128

CR-5671-2023 (O&M)

Date of decision: 11.10.2023

VARINDER KAUR AND OTHERS

...Petitioners

VERSUS

MAJOR SINGH AND ANOTHER

...Respondents

CORAM : HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Munish Mittal, Advocate
for the petitioners.

GURBIR SINGH, J.(ORAL)

The present revision has been filed under Article 227 of the constitution of India for setting aside the order dated 16.09.2023 passed by learned Additional District Judge, Karnal.

After arguing for some time, learned counsel for the petitioners submits that impugned order dated 16.09.2023 passed by learned Appellate Court is non-speaking whereby prayer of the petitioner for grant of interim stay has been declined, which reads as follows:-

“Reply to application for condonation of delay filed on behalf of respondent no.2. Arguments on the application for condonation of delay partly heard. At this stage, both the parties are requested to tender some documents for further arguments.

At this stage, Ld. counsel for the appellant requested to grant interim stay. Heard. Same is declined.

Now to come up on 26.09.2023 for arguments. LCR be also summoned for the date fixed.”

The learned Appellate Court is required to pass a speaking order, therefore, impugned order dated 16.09.2023 passed by learned Appellate Court is set aside. Learned Appellate Court is directed to pass a speaking order in accordance with law, on the request of the petitioner to grant interim stay, within a period of 02 weeks from the date of receipt of copy of this order.

Civil revision stands disposed of.

October 11, 2023
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(GURBIR SINGH)
JUDGE

<i>Whether reasoned/speaking?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>