

2023:PHHC:149239
**135 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-5604-2022 (O&M)
Date of decision: 22.11.2023

Sanjay Kumar @ Sanjeev

...Petitioner

Versus

Anju and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Amit Jain, Sr. Advocate with
Mr. Varun Parkash, Advocate for the petitioner

Mr. Gopal Sharma, Advocate for the respondents

ANIL KSHETARPAL, J (Oral)

1. In this revision petition, the plaintiff assails the correctness of the order passed by the First Appellate Court while deciding the miscellaneous appeal, which was filed against the order passed by the trial court while deciding the application under Order XXXIX Rule 1 and 2 of the Code of Civil Procedure, 1908 (hereinafter referred to as 'CPC'). In substance, the dispute is with regard to grant of the temporary injunction. The First Appellate Court has directed the parties not to change the nature of the property during the pendency of the suit but also ordered both the parties to lock the premises and to hand over the keys. Pursuant to the aforesaid direction, both the parties have already handed over the keys of the disputed property to the court.

2. Learned counsel representing the parties, after arguing at some length, have come to a consensus. They submit that the trial court should be requested to finally decide the suit in a time bound manner.

3. In the facts of this case, this Court is of the considered opinion that the aforesaid suggestion of the learned counsel representing the parties is genuine and the most appropriate.

4. Keeping in view the aforesaid situation, this revision petition is disposed of while requesting the trial court to make sincere endeavour for deciding the suit expeditiously, preferably within a period of next one year. Learned counsel representing the parties have undertaken to produce their respective evidence in three effective opportunities, which shall be granted by the trial court within the short durations.

5. All the pending miscellaneous applications, if any, are also disposed of.

22.11.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE