

2024:PHHC:028060

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
121**

CR-134-2024

Date of decision: 28.02.2024

AKHIL DEV

.....PETITIONER

Versus

VEENA BHAGAT AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MRS. JUSTICE RITU TAGORE

Present: Mr. Saurabh Singh, Advocate,
for Ms. Rishma Verma, Advocate,
for the petitioner.

RITU TAGORE, J. (ORAL)

This revision petition has been filed by the petitioner with a prayer to direct the learned trial Court to decide the Suit bearing No. CS/918/2016 titled as Akhil Dev vs. Veena Bhagat and others in a time bound manner preferably within a year.

Learned counsel for the petitioner submits that the case falls in a category of old cases and is fixed for the plaintiff's evidence in the month of March, 2024.

Heard. Paper-book perused with the assistance of the learned counsel for the petitioner.

Copy of petition (Annexure P-1) indicates that the petitioner has filed the petition for possession by way of specific performance of the agreement to sell dated 10.04.2008 executed by defendants No. 1 to 4 in favour of the plaintiff for the suit property detailed in the head note of the plaint with further relief to declare the sale deeds, as detailed in the head

note of the plaint as illegal, invalid, without consideration and not binding upon the rights of the plaintiff and be set aside, further to declare the mutations, if any, entered and sanctioned on the strength of the sale deeds detailed in the head note of the plaint as illegal, invalid, not binding on the rights of the plaintiff, with alternative relief of recovery of Rs. 1,20,00,000/- (Rs. 60,00,000 earnest money+Rs. 60,00,000/- damages) with future interest @ 12% per annum from the date of filing of the suit till realization, and with further relief of permanent injunction restraining defendants No. 1 to 9, their agents/nominees/attorneys/heirs/assignees/friends/employees etc. from alienating/selling or transferring or creating any kind of charge or incumbrance upon the suit property in any manner.

According to the counsel for the petitioner, the proceedings are going on in the present suit. Therefore, at this stage, no ground is made out to give direction to the learned Trial Court to decide the case in a time bound manner. However, this Court is sanguine that learned Trial Court shall make sincere endeavour to dispose of the suit expeditiously. Needless to mention, parties to the suit shall assist the Court in expeditious disposal of the case.

Petition stands disposed of accordingly.

February 28, 2024

pj

**(RITU TAGORE)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No