

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.134

CR-384-2017 (O&M)
Date of Decision: 01.03.2024

HARDEV KAUR

....Petitioner

Versus

ORIENTAL BANK OF COMMERCE BRANCH MIANPUR AND ORS.

.....Respondents

CORAM: HON'BLE MR JUSTICE ANIL KSHETARPAL

Present:- Mr. Anupam Gupta, Senior Advocate with
Mr. Sukhpal Singh, Advocate,
for the petitioner.

Mr. Alankar Narula, Advocate
for respondent No.2.

Mr. D.V.Sharma, Senior Advocate with
Mr. Tushar Sharma, Advocate,
for respondents No.3 to 5.

Mr. Subhash Ahuja, Advocate
for respondent No.8 (i) & 10.

ANIL KSHETARPAL, J. (ORAL)

1. In this revision petition, the petitioner assails the correctness of an interlocutory order passed by the trial court on 13.12.2016, whereby the trial court has kept the application filed under Section 144 of the Code of Civil Procedure, 1908 (hereinafter referred to as ‘CPC’), pending till the final decision of the case. It is the case of the petitioner that the amount of money was withdrawn by the governors of the society in collusion with bank officials. The petitioner prays for its restitution.

2. It has been noticed here that the suit was filed on 02.09.2005, and it is pending for the last 19 years.

3.

Learned senior counsel representing the parties are ad idem that in the facts and circumstances of the case, the best solution is to pass a direction to the trial court to decide the suit, within a period of two months, from the date of this order.
4.

Keeping in view the aforesaid facts, the present revision petition is disposed of with a request to the trial court to decide the suit, within a period of two months, from the date of this order, positively. While deciding the suit, the trial court shall also decide the application filed under Section 144 CPC, for the restitution of the withdrawn amount.

01.03.2024

Sonu

(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No