

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

147

CR-1178-2024 (O&M)
Date of decision : 26.02.2024

Gram Panchayat Dubaldhan Bidhyan

... Petitioner(s)

Versus

Rajesh and Others

...Respondent(s)

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Sandeep Kumar Bhardwaj, Advocate for the petitioner.

ALKA SARIN, J. (ORAL)

1. The limited prayer in the present petition is for a direction to the Trial Court to decide the application under Order 39 Rule 1 and 2 CPC.
2. Learned counsel for the petitioner would contend that the interim order dated 21.08.2023 was passed in favour of the plaintiff-respondents and now despite issues having been framed and listed for evidence, the application under Order 39 Rule 1 and 2 CPC is still pending. Learned counsel for the petitioner would further contend that he would be satisfied if a direction is given to the Trial Court to decide the application under Order 39 Rule 1 and 2 CPC.
3. Keeping in view the limited prayer made by learned counsel for the petitioner, the present petition is disposed off with a request to the Trial Court to decide the application under Order 39 Rule 1 and 2 CPC before proceeding further with the matter. Pending applications, if any, also stand disposed off.

26.02.2024
Ankur

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO