

Mangat

...Petitioner

Versus

Sonu

...Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Rahul Jaswal, Advocate
for the petitioner.

GURBIR SINGH, J. (ORAL)

1. The present revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 11.05.2023 (Annexure P-3) passed by the Ld. Civil Judge (Jr. Division), Samalkha, District Panipat whereby interim injunction has not been issued and only notice of motion has been issued to the defendants.
2. After arguing for some time, learned counsel for the petitioner submits that his application for grant of temporary injunction is pending despite the fact that reply to the application was filed on 05.09.2023 and thereafter it is not even shown in the interim orders that application is pending. He further submits that pleadings are complete and issues have been framed but application for temporary injunction is not disposed off. The case is fixed for 24.05.2024 before the trial Court.
3. I have heard the submissions made by the learned counsel for the petitioner and perused the file.
4. Without commenting upon the merits of the case and in the interest of justice, this petition is disposed of with a direction to the concerned Court to consider the application under Order 39 Rule 1 and 2 of CPC filed by

the petitioner expeditiously without any delay. The Court concerned may propone the application and then issue notice to the defendant through counsel and dispose of application within a period of one month from the receipt of certified copy of this order.

5. Petition stands disposed of.

05.03.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No