



CR-1552-2024 (O&M) -1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

129

CR-1552-2024 (O&M)
Date of decision:14.05.2024

Nirupama Kishore

... Petitioner

Vs.

R.S. Mittal (deceased) through L.Rs. & others ... Respondents

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR.

Present: Mr. Ravindra Jain, Advocate for the petitioner.

...

SUKHVINDER KAUR, J.

1. By way of the present revision petition, the petitioner seeks issuance of directions to the trial Court, to decide all the pending applications in CS-261-2022 titled as 'Nirupama Kishore Vs. R.S. Mittal & others' pending before the Additional Civil Judge, Sr. Division, Panchkula expeditiously.

2. Vide order dated 22.03.2024 passed by this Court, status report from the concerned Court was called.

3. In compliance of order dated 22.03.2024 passed by this Court, status report from the trial Court has been received and it has been submitted therein that Civil Suit No.261 of 2022 was instituted on 06.04.2022. Defendants No.1 & 2 appeared in this case on 15.07.2022. An application under Order 11 Rule 14 CPC read with Section 151 CPC for issuance of directions to the plaintiff to supply the documents



CR-1552-2024 (O&M) -2-

relied upon by her was filed on behalf of defendant No.2 and on the said date, the case was adjourned to 19.09.2022 for filing reply to the said application. Then an application seeking permission to submit written statement on behalf of defendant No.1 was filed on behalf of defendant No.1 on that day. Thereafter, an application for rejection of plaint was filed on behalf of defendant No.1 on 18.08.2022. Reply to said application was filed on 19.01.2023. Thereafter, an application under Order 22 Rule 4 CPC read with Section 151 CPC was filed on behalf of the plaintiff on 19.01.2023 and the case was adjourned to 13.07.2023 for filing of reply to the said application. Reply to the said application was not filed on behalf of defendants on 13.07.2023, 25.10.2023, 18.12.2023 and 13.03.2024. Now the case is fixed for filing reply to the application under Order 22 Rule 4 CPC and for consideration of the application filed under Order 7 Rule 11 CPC and for issuing of notice to the remaining defendants. The arguments on the application filed under Order 7 Rule 11 CPC for rejection of plaint were not advanced by either of the parties on 13.07.2023, 25.10.2023 and 13.03.2024.

4. So from the aforesaid report, it transpires that the application under Order 7 Rule 11 is still pending adjudication before the trial Court.

5. Keeping in view the above, the trial Court is directed to dispose off the application filed by defendant No.1 under Order 7 Rule



CR-1552-2024 (O&M) -3-

11 CPC expeditiously in accordance with law and without granting any unwarranted adjournments.

- 6. Disposed of in the aforesaid terms.
- 7. All pending applications, if any, also stand disposed of accordingly.

(SUKHVINDER KAUR)
JUDGE

14.05.2024
harjeet

- | | |
|-------------------------------|--------|
| 1. Whether speaking/reasoned? | Yes/No |
| 2. Whether reportable? | Yes/No |