

Roshni and another

...Petitioners

Versus

Ashok Kumar and others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Rajesh Goyal, Advocate
for the petitioners.

Mr. Akshit Pathania, Advocate for
Mr. Vivek Thakur, Advocate
for respondent Nos.1 to 3.

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 11.04.2023 (Annexure P-2) passed by the Ld. Civil Judge, Samalkha, District Panipat whereby respondents has been given right to raise construction on his share.
2. After arguing for some time, learned counsel for the petitioners/plaintiffs submits that he would be satisfied if directions are issued to the learned trial Court to decide the application filed under Order 39 Rules 1 and 2 read with Section 151 CPC for granting ad-interim injunction.
3. Without commenting upon the merits of the case and in the interest of justice, the Ld. trial Court is directed to dispose of the application under Order 39 Rules 1 and 2 within a period of three weeks from the next date of hearing. It is also made clear that status quo order dated 08.05.2023 will continue till the disposal of the said application by the trial Court.
4. Petition stands disposed of.

11.01.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

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