



129 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-3204-2024 (O&M)

Date of Decision: 27.05.2024

Som Nath

...Petitioner

Versus

Bahadur Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Shivam Chaudhary, Advocate for the petitioner.

GURBIR SINGH, J. (ORAL)

1. Challenge in this petition is to the order dated 22.03.2024 (Annexure P-5) passed by the Ld. Additional District Judge, Chandigarh whereby notice of the application seeking temporary injunction has been issued to respondents for 05.07.2024.

2. Learned counsel for the petitioner submits that the Ld. Civil Judge dismissed the application for grant of temporary injunction filed under Order 39 Rule 1 and 2 CPC on 06.03.2024 (Annexure P-3). The petitioner filed the appeal and the learned Appellate Court issued the notice of the appeal as well as application for 05.07.2024 without examining the gravity of the urgency. He further submits that due to urgency, direction may be issued to the learned Appellate Court to decide the application for stay. He further submits that the Civil Courts would be closed w.e.f. 01.06.2024 to 30.06.2024 and notice has already been issued to the other party on 22.03.2024 (Annexure P-5).

3. When faced with this situation that the petitioner kept silence for such a long period, he submits that earlier revision petition bearing CR-2763-2024 titled as '*Som Nath Vs. Bahadur Singh and another*' (Annexure P-7)

filed but the same was withdrawn on 13.05.2024 with liberty to file a fresh with better particulars. The earlier petition was also not filed immediately after filing of appeal. Since petitioner has failed to show any urgency at this stage, so no direction is required to be issued. However, petitioner is free to move an application to the concerned Court explaining the reasons for early disposal and the concerned Court shall pass speaking order thereon.

4. Accordingly, the present revision petition stands dismissed.

27.05.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

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