

2024:PHHC:083098



S. No.113

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

CR No.3685 of 2024

Date of Decision:05.07.2024

**Rajender Singh and another
Vs.**

.....Petitioners

Krishan Chand and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

**Present:- Mr. Randhir Singh Hooda, Advocate
for the petitioners.**

DEEPAK GUPTA, J. (Oral)

Petitioners are the defendants- respondents before the First Appellate Court. They are aggrieved by the order dated 30.05.2024 (Annexure P.7) whereby the Appellate Court has directed the parties to maintain status-quo regarding construction.

2. Learned counsel contends that in the suit seeking permanent injunction filed by the plaintiffs (respondents herein), an application for temporary injunction order Order 39 Rules and 1 and 2 CPC was dismissed by the trial Court against which the plaintiffs- respondents filed an appeal. Without hearing the petitioners- defendants, the Appellate Court adjourned the matter on 07.09.2024 and directed the parties to maintain status-quo regarding construction.

3. Learned counsel contends that the petitioners are admittedly in possession of the suit property; that the property in question is an old house in which some repairs are required to be done immediately.



4. After hearing learned counsel for the petitioners, this petition is hereby disposed of with liberty to the petitioners to move an application before the concerned Appellate Court within one week from today for early hearing of the Civil Misc. Appeal in question i.e. CMA No.114 of 2024. After moving of the said application and after serving notice to the opposite party through its counsel, Civil Misc. Appeal shall be disposed of by the Appellate Court within next two weeks positively.
5. Disposed of.
6. Copy of the order be given dasti under signatures of the Bench Secretary of this Court.

July 05, 2024
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No