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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CM(M) 2712/2024**

MOHD. UMAR FAROOQ

..... Petitioner

Through: None.

versus

JASLEEN KAUR AND ORS.

..... Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

29.05.2024

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1. None has appeared on behalf of the petitioner.
2. In the interest of justice, adverse orders are deferred for today.
3. Renotify for 13.08.2024.

SHALINDER KAUR, J

MAY 29, 2024

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Later on, learned counsel for the petitioner appears and submits that he could not appear when the matter was taken up but only a short point is involved, therefore, the matter be taken up now.

Submissions heard.

CM APPL. 33082/2024—Exp

1. Allowed, subject to all just exceptions.



2. Applications stands disposed of.

CM(M) 2712/2024

3. The present petition under Article 227 of the Constitution of India has been filed seeking directions to the learned ADJ, East District, Karkardooma Courts, Delhi (hereinafter referred as 'Trial Court') for early disposal of the pending application under Order XXXIX Rule 1 & 2 Code of Civil Procedure, 1908 (hereinafter referred as 'CPC') in Civil Suit No. 396/2022 titled as "Md. Umar Farooq vs. Smt. Jasleen Kaur".

4. It is submitted that petitioner had instituted a suit for declaration and cancellation of sale deed dated 14.08.2022 which came to be tried by the learned Trial Court. The pleadings are complete in the suit, however, since then the application under Order XXXIX Rule 1 & 2 CPC has not been disposed of.

5. It is further submitted that the learned Trial Court has fixed the matter for 14.08.2024 for hearing the arguments on the application. The application is being pressed as since the inception of the suit, it has not been disposed of till date.

6. The learned Trial Court to expeditiously dispose of the application moved on behalf of the petitioner under Order XXXIX Rule 1 & 2 CPC.

7. With above observations, the petition stands disposed of.

8. The earlier date fixed i.e. 13.08.2024 stands cancelled.

SHALINDER KAUR, J

MAY 29, 2024

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