



CR-184-2025(O&M)

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

**CR-184-2025(O&M)
Date of decision: 15.01.2025**

Assa Singh

..Petitioner

Versus

Harjinder Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arihant Jain, Advocate
and Mr. Kanish Jindal, Advocate for the petitioner

ANIL KSHETARPAL, J. (Oral)

1. The petitioner herein has filed a suit for the grant of decree of permanent injunction before the trial court. On 02.02.2024 the court directed the parties to maintain status quo regarding the water channel by an ex parte order. The application filed under Order XXXIX Rule 1 & 2 of the Code of Civil Procedure, 1908 (hereinafter referred to as 'CPC') is pending for adjudication. In between, the petitioner filed an application for directing the defendants to clear/remove stones from the water channel. The aforesaid application has been dismissed by the trial court on 26.07.2024 which has been impugned in this revision petition.

2. Heard the learned counsel representing the petitioner at length and with his able assistance perused the paperbook.

3. Learned counsel representing the petitioner contends that after finding prima facie case in favour of the petitioner, the court has refused to get the injunction order implemented.



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4. This Court has considered the submissions made by the learned counsel representing the petitioner.

5. By an ex parte order, the court had directed the parties to maintain status quo with regard to water channel. After filing of the reply to the application, the trial court is required to adjudicate upon the application under Order XXXIX Rule 1 & 2 CPC, which is stated to be still pending.

6. Keeping in view the aforesaid facts, it is not considered appropriate to interfere at this stage. However, the trial court is requested to make sincere endeavour for expeditious disposal of the application for interim injunction un-influenced by the impugned order.

7. With these observations, the revision petition stands disposed of.

8. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

15.01.2025
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No