



CR-2948-2017

1

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-2948-2017

Date of decision : 18.03.2025

Raj Kumar and another

... Petitioners

Versus

Municipal Corporation, Gurugram and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Amit Jain, Advocate for the petitioners.

Mr.Jagdish Manchanda, Addl.A.G. Haryana.

Mr.Harish Rana, Advocate for
Mr.Anil Kumar Rana, Advocate
for respondents no.4 to 33.**VIKAS BAHL, J.(ORAL)**

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 09.09.2016 (Annexure P-1) passed by the Additional Civil Judge (Sr.Div.), Sohna and for setting aside the order dated 22.12.2016 vide which the appeal filed by the petitioners has been dismissed by the Additional District Judge, Gurgaon.

2. Learned counsel for the petitioners has submitted that in the present case, the dispossession of the petitioners except in due course of law was stayed by the Coordinate Bench of this Court vide order dated 27.04.2017 and the said interim order is continuing till date.

3. Learned counsel appearing for the respondents have submitted

**CR-2948-2017****2**

that the present suit is of the year 2016 and at this stage, they would be satisfied in case the trial Court is directed to decide the suit as expeditiously as possible. It is further submitted that the grant and continuance of interim order should not be construed as an expression on the merits of the case and the trial Court be directed to decide the case independently, in accordance with law.

4. During the course of arguments, consensus has been arrived at between the parties and on the basis of said consensus, the present petition is disposed of with the following observations-directions:-

- i) The trial Court is requested to decide the suit which is of the year 2016 as expeditiously as possible. Learned counsel appearing before the trial Court are also requested to fully assist the trial Court in expeditious disposal of the suit.
- ii) The interim order dated 27.04.2017 passed by the Coordinate Bench of this Court would continue in operation till the time the suit is decided. The grant and continuance of the said order would not be construed as an expression on the merits of the case and the trial Court would decide the case independently in accordance with law after hearing all the parties concerned.

(VIKAS BAHL)
JUDGE

March 18, 2025.*Davinder Kumar*

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No