

CR-966-2025 (O & M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CR-966-2025 (O & M)

Date of decision:19.03.2025

KRISHAN KAUR

...PETITIONER

VS.

MUNICIPAL COMMITTEE, NARNAUND & ORS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Anand Kaushal, Advocate for
Mr. D.S. Gandhi, Advocate for the petitioner.

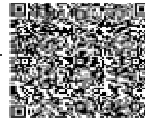
SUVIR SEHGAL, J. (ORAL)

CM-4911-CII-2025

1. Application is allowed as prayed for.
2. Interim orders passed by the Trial Court are taken on record and are re-numbered as Annexures P-10 to P-14.

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3. Instant revision petition has been filed under Article 227 of the Constitution of India for directing the Trial Court to decide the application filed by the petitioner/plaintiff under Order 39 Rule 1 & 2 without any delay.
4. Counsel for the petitioner/plaintiff submits that the plaintiff has filed a suit for possession of the suit land claiming it to be ancestral property and by order dated 18.01.2025, Annexure P-6, notice was issued to the defendants, who have been served.



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5. By making a reference to order dated 22.01.2025, Annexure P-7, passed by the Trial Court, counsel asserts that the stay application was pressed before the Trial Court, but in view of the statement suffered by one of the defendants, Trial Court formed an opinion that a demarcation of the property deserves to be carried out. He submits that the petitioner/plaintiff filed an application for demarcation, which has also been adjourned. It is his assertion that the respondents/defendants are raising construction and in case, they are not restrained, interest of petitioner/plaintiff will be seriously prejudiced. He has requested that a direction be given to the Trial Court to decide both the applications in a time bound manner.

6. I have considered the request of counsel for the petitioner/plaintiff, which appears to be reasonable. The suit was filed by the petitioner/plaintiff on 18.01.2025 alongwith an application for interim injunction, which is pending. An assertion has been made that the defendants are raising construction. This Court is, therefore, of the view that a direction deserves to be issued to the Trial Court to decide both the applications expeditiously.

7. Accordingly, revision petition is disposed off. Trial Court is directed to decide both the applications as expeditiously as possible preferably within a period of three months from the date of receipt of a copy of this order.

19.03.2025

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(SUVIR SEHGAL)
JUDGE

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