



134 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-7153-2024 (O&M)
Date of decision : 05.03.2025

SMFG India Credit Co., Ltd. Petitioner

versus

Angrejo Devi & ors. Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Anant Bir Singh Sidhu, Advocate
for the petitioner.
(through V.C.)

PANKAJ JAIN, J. (ORAL)

1 Present revision petition has been filed under Article 227 of the Constitution of India seeking issuance of appropriate directions to the Court of Additional Civil Judge (Senior Division), Kurukshetra to decide the application Annexure P-3 expeditiously as the same is pending since 05.12.2022.

2 On 03.02.2025 the following order was passed :-

“Counsel for the petitioner at the outset submits that inadvertently in the preamble of the petition Article 226 has been mentioned instead of Article 227. He prays that he be allowed to correct the same. He is permitted to do the same. Registry is directed to re-scan the corrected petition.

Copy of the petition be sent to the District and Sessions Judge, Kurukshetra to submit report regarding the status of application filed under Order 9 Rule 7 CPC after soliciting comments from the concerned Court.



List on 13.02.2025.”

3 No report was received. On 13.02.2025 following order was passed :-

“As per the office report, District & Sessions Judge, Kurukshetra, has not sent any report.

Copy of order dated 03.02.2025 as well as that of the instant order be served upon the District & Sessions Judge, Kurukshetra, to submit report along with his explanation with respect to non-compliance of order dated 03.02.2025.

Adjourned to 05.03.2025.”

4 Pursuant thereto report has been received from Judicial Magistrate Ist Class, Kurukshetra which reads as under :-

REPORT

“Vide order dated 03.02.2025 passed by the Hon'ble Punjab and Haryana High Court in CR-7153-2024 titled as 'SMFG India Credit Co. Ltd. Vs. Angrejo Devi and Ors.', this Court has been directed to submit report regarding the status of application filed under Order 9 Rule 7 CPC with comments of this court.

In this regard, it is submitted that the above-mentioned application was filed on 12.09.2022 and the case was adjourned to 05.12.2022, 16.01.2023, 01.04.2023, 26.05.2023, 08.08.2023, 03.10.2023, 21.11.2023, 05.04.2024, 22.05.2024 for filing reply. Then on 17.09.2024, reply to the said application was filed. It is pertinent to mention here that case file was put up before this court on 17.09.2024 for the first time being successor court. Then learned counsel for the parties requested for adjournment and upon their request, case was



adjourned to 20.11.2024, 17.02.2025 for arguments on the above-said application.”

- 5 There is no explanation offered by the officer with respect to repeated adjournments granted for filing reply to the application as to why the application is still pending despite the fact that the file was put up before the officer on 17.09.2024. File be put up before the Administrative Judge.
- 6 As per counsel for the petitioner, the matter was again adjourned from 17.02.2025 to 03.04.2025.
- 7 The concerned Court is directed to prepone the application and to decide the same expeditiously before 31.03.2025.
- 8 Revision petition stands disposed off.

05.03.2025
Pooja Sharma-I

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No