

2026:PHHC:057541



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

111

CR-4409-2025

Date of decision :16.04.2026

KUSUM LATA AND ANOTHER

... PETITIONERS

VERSUS

PIRAMAL CAPITAL AND HOUSING FINANCE LTD. AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Ajit Sihag, Advocate for
Mr. Gaurav Tyagi, Advocate
for the petitioners.

PARMOD GOYAL, J. (ORAL)

1. Present revision petition has been preferred by the petitioners—plaintiffs under Article 227 of the Constitution of India for setting aside the impugned order dated 29.05.2026 (Annexure P-6) passed by Additional Civil Judge (Senior Division)-cum-SDJM, Samalkha whereby learned Court declined to grant interim injunction and granted an opportunity to the appearing defendants to file their written statements as well as reply to the injunction application. Vide impugned order learned Court had further noticed filing of reply by petitioners-plaintiffs to the application filed under Section 34 of Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, read with Order VII Rule 11 of the Code of Civil Procedure (CPC), 1908 for rejection/dismissal of the plaint.

2. Thereafter, the matter was adjourned for filing of written statements, replies, and for arguments on the application under Order VII Rule 11 CPC, 1908.

3. Subsequently, the matter remained pending before the Court of first instance and now stands adjourned to 11.05.2026 for filing of written statements and reply to the injunction application on behalf of defendant Nos. 1 and 2, as well as for arguments on the application under Order VII Rule 11 CPC, 1908.

4. The last order dated 02.04.2026, vide which the matter was adjourned to 11.05.2026, is reproduced hereunder:

“Written statement not filed. Per request, now to come upon 11.05.2026 for filing written statement and reply to injunction application on behalf of defendants No.1 and 2.

Arguments on the application under Section 34 of Securitization and Reconstruction of Financial Assets and Enforcement Interest Act, 2002 for rejection/dismissal of plaint/suit read with Order 7 Rule 11 of CPC not advanced. Adjournment requested. Heard. Allowed. Now, the case stands adjourned to the date fixed, for arguments on above said application.

5. In the facts and circumstances of the present case, it is evident that the matter is pending for consideration of the application under Order XXXIX Rules 1 and 2 CPC, 1908 for interim injunction as well as for consideration of application under Order VII Rule 11 CPC, 1908 and no effective steps have been taken since 29.05.2025.

6. In view of the above, it would be appropriate to direct the learned Court of first instance to decide all the pending applications, including the application under Order XXXIX Rules 1 and 2 CPC, 1908 filed by the petitioners/plaintiffs and the application under Order VII Rule 11 CPC filed by

the defendants within two months from the next date fixed before it, after granting final opportunity to both sides to file their respective replies.

7. Accordingly, the present revision petition stands disposed of with the aforesaid directions.

8. Pending miscellaneous application(s), if any, also stand(s) disposed of accordingly.

16.04.2026
manoj

(PARMOD GOYAL)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No