



CR-5590-2022 (O&M)

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

(205)

CR-5590-2022 (O&M)

Date of decision: - 09.02.2026

Mamta Devi

....Petitioner

Versus

Mam Chand and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Jashan Preet Singh Deol, Advocate for
Mr. Ajaivir Singh, Advocate
for the petitioner.

Mr. Rohit Singh, Advocate, for respondent No.1.

VIKAS BAHL, J. (ORAL)

1. Present civil revision petition has been filed under Article 227 of the Constitution of India for quashing/setting aside the order dated 01.11.2022 (Annexure P-10) passed by the Additional District Judge, Karnal, as well as the order dated 27.07.2021 (Annexure P-7) passed by the Civil Judge (Junior Division), Karnal, whereby the application under Order 39 Rule 1 & 2 CPC has been dismissed.

2. On 01.01.2022, a Co-ordinate Bench of this Court was pleased to pass the following order: -

***“Present :- Mr. Ajaivir Singh, Advocate
for the petitioner.***

It is contended by learned counsel for the petitioner that as



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per the order dated 07.09.2020 (Annexure P-8), a general order was passed for demolition of unauthorized colonies and dhabas in the controlled area of urban Nilokheri, which demolition was to be conducted on 16.9.2020. However, demolition over the property of petitioner only has been done in pursuance of this order.

Notice of motion for 07.3.2023.

Meanwhile, status quo be maintained.

December 01, 2022”

3. Learned counsel for the petitioner has submitted that the civil suit filed by the petitioner for permanent injunction is now fixed for rebuttal evidence and arguments on 27.03.2026 and has thus submitted that the case is at the fag end. It is further submitted that the interim order be continued till the time the civil suit is decided as the same has been continued for the last more than three years.

4. Learned counsel for respondent No.1, on the other hand, has submitted that in the said circumstances, the grant and continuation of the said interim should not be construed as an expression on the merits of the case and respondent No.1/defendants be granted liberty to raise all pleas as available to them to oppose the civil suit. It is further submitted that the trial Court be directed to decide the said civil suit as expeditiously as possible.

5. Keeping in view the above-said facts and circumstances and the fair stand taken by the learned counsel for the petitioner as well as by respondent No.1, the present revision petition is disposed of with the following directions/observations: -



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- (i) The interim order of status quo dated 01.12.2022 passed by the Co-ordinate Bench of this Court would continue till the time the civil suit is decided. The grant and continuance of the said interim order should not be construed as an expression on the merits of the case and the trial Court would decide the suit independently, in accordance with law, after taking into consideration the pleadings, evidence and the arguments raised on behalf of the parties.
- (iii) Since the civil suit in the present case was for permanent injunction and was filed in the year 2020 and is stated to be now fixed for rebuttal evidence and arguments, the trial Court is requested to decide the same as expeditiously as possible.
- (iv) Counsel for all the parties, as undertaken before this Court, would fully assist the trial Court in the expeditious disposal of the suit.

February 09, 2026
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes
No