



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

133

CR-9516-2025 (O&M)

Date of decision:14.01.2026

VINOD JAIN

...PETITIONER

VERSUS

MOHINDER ALIAS MOHINDER PARSAD JAIN AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE PARMOD GOYAL

Present: Mr. Saurabh Bajaj, Advocate
for petitioner.

PARMOD GOYAL, J. (ORAL)

Petitioner-plaintiff is seeking direction to Court of first instance, wherein suit filed by him is pending for adjudication to decide his application under Order XXXIX Rule 1 and 2 of Code of Civil Procedure, 1908 (hereinafter referred to 'CPC') filed along with suit for declaration, mandatory injunction with relief of permanent injunction.

2. It is the case of petitioner-plaintiff that along with suit for permanent injunction, he had preferred an application under Order XXXIX Rule 1 and 2 of CPC and notice of same was duly issued to respondents-defendants during summer vacation. Application for filing suit during summer vacation was duly considered by Court and was allowed, however after appearance was put in by respondents-defendants, three applications were moved by respondents, one was under Order VII Rule 11 of CPC, second application was under Order VII Rule 14 of CPC and third application was under Order 11 Rule 14 of CPC and matter was fixed for filing replies to the same.

3. Vide order dated 28.07.2025, it was noted that replies to application under Order VII Rule 14 of CPC and application under Order XI Rule 14 r/w Section 151 of CPC preferred by defendants-respondents have yet to be filed by petitioner. It is the case of petitioner-plaintiff that despite pendency of his



application under Order XXXIX Rule 1 and 2 of CPC, same is not being taken up by learned Court.

4. Let all the four applications including one preferred by petitioner-plaintiff and those three preferred by respondents-defendants be decided expeditiously by Court below after giving due opportunity to file reply in accordance with law.

5. Present revision petition is accordingly disposed of.

6. Pending application(s), if any, stand disposed of.

(PARMOD GOYAL)
JUDGE

14.01.2026
Sunil Chander

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