



2024:UHC:7544

HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition (M/S) No. 2701 of 2024

14th October, 2024

Pradeep Kumar

.....Petitioner

Versus

Yudhister Singh and others

.....Respondents

Presence:-

Mr. Akshay Pradhan, Advocate for the petitioner.

Hon'ble Pankaj Purohit, J.

This writ petition has been filed by the petitioner under Article 227 of the Constitution of India.

2. By means of this writ petition, petitioner wants to expedite his application 7C2 for temporary injunction in Original Suit No.55 of 2024, filed under Order XXXIX Rules 1 and 2 of CPC r/w Section 151 of CPC, bearing Paper No.7C2, pending in the court of learned Civil Judge, Laksar, Haridwar.

3. It is case of the petitioner that the petitioner wants the aforesaid application 7C2 to be decided in a time bound manner, which was filed for temporary injunction against the respondents under Order XXXIX Rules 1 and 2 of CPC r/w Section 151 of CPC, bearing Paper No.7C2, before the learned Civil Judge, Laksar, Haridwar on or before the next date fixed in the trial, i.e., 11.11.2024. Petitioner/Plaintiff submitted that he moved aforesaid application on 19.03.2024 and the same is still pending. Objections have already been filed by the respondent-defendant.

4. In this view of the matter, a direction can be issued to the trial court to decide the said application expeditiously.

5. In this view of the matter, the writ petition is partly allowed. Learned Civil Judge Laksar, Haridwar is directed to decide application of the petitioner under Order XXXIX Rules 1 and 2 CPC r/w Section 151 of CPC bearing Paper No.7C2, moved by the



2024:UHC:7544

petitioner, expeditiously within a period of one month from the date of production of certified copy of this order.

(Pankaj Purohit, J.)

14.10.2024

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