



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

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**CR-2106-2025(O&M)**

Date of decision : 21.04.2025

Raj Pal alias Raja and others

... Petitioners

Versus

Bhulli Devi and another

... Respondents

***CORAM: HON'BLE MR. JUSTICE VIKAS BAHL***

Present: Mr.Amit Jhanji, Senior Advocate with  
Ms.Priyanka Kansal, Advocate  
for the petitioners.

Mr.Sukhjit Singh, Advocate  
for the respondents no.1 and 2.

**VIKAS BAHL, J.(ORAL)**

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 19.03.2025 (Annexure P-15) passed by the District Judge, Kaithal and the applications of the petitioners-defendants under Order 41 Rule 5 read with Section 151 CPC and temporary injunction may kindly be allowed.

2. Learned senior counsel for the petitioners has submitted that the main case is listed for arguments on 22.04.2025 and the counsel are ready to argue the matter. It is submitted that however the main case be decided independent of the observations made in the impugned order.

3. Learned counsel for the respondents no.1 and 2 has fairly submitted that they are also ready to argue the matter.



4. It is a matter of settled law that the observations made on an application under Order 41 Rule 5 CPC are only for the purpose of disposing of the said application and the main appeal is to be decided independent of the observations made in the order deciding the application under Order 41 Rule 5 CPC and it is to be decided on the basis of the record, evidence and arguments made by both the sides.

5. Keeping in view the above said facts and circumstances and the fair stand taken on behalf of the petitioners and the respondents no.1 and 2, the present petition is disposed of with the request to the learned District Judge, Kaithal, to decide the main appeal itself as expeditiously as possible, preferably within a period of three months from 22.04.2025. The counsel for both the parties are requested to fully assist the Ist Appellate Court in deciding the main appeal itself expeditiously. The main appeal would be decided by the Ist Appellate Court independent of the observations made in the order dated 19.03.2025, after taking into consideration the arguments raised by both the sides.

**(VIKAS BAHL)**  
**JUDGE**

**April 21, 2025.**

*Davinder Kumar*

Whether speaking / reasoned  
Whether reportable

Yes/No  
Yes/No