

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.5076 of 2014 (O&M)
Date of decision: May 08, 2015.

Krishan Kumar

... **Petitioner**

v.

Suresh Kumar

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE DR. BHARAT BHUSHAN PARSOON**

Present: Shri Ashok Verma, Advocate, for the petitioner.

Dr. Bharat Bhushan Parsoon, J. (Oral):

Counsel for the petitioner states that ex-parte decree against him is being executed whereas his application under Order IX Rule 13 CPC for setting aside the ex-parte proceedings is pending adjudication before the same court wherein he has made an application for stay of the execution proceedings but the said application has not been decided as yet. Counsel for the petitioner seeks withdrawal of the petition with a request that the application for stay of the execution proceedings be decided within a stipulated time.

As prayed, dismissed as withdrawn.

The Executing Court is directed to decide the application for stay moved by the petitioner under the proceedings under Order IX Rule 13 CPC within 10 days from the date of receipt of a certified copy of this order after hearing the other side.

May 08, 2015.

[Dr. Bharat Bhushan Parsoon]
Judge