

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.R No. 1268 of 2016

Date of decision : March 02, 2016

Deepak Kumar and another,

..... Petitioner

v.

Hindu Shiksha Samiti

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. RS Dhull, Advocate
for the petitioner.

Mr. Prateek Mahajan, Advocate
for the respondent.

1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

The sole contention of counsel for the petitioner is that his appeal against the order dismissing an application under Order 9 Rule 13 of the CPC is still pending and is now fixed for 17.3.2016 but the executing Court is bent upon executing the decree.

Counsel for the respondent has stated that rent petition had been filed more than eight years ago and the petitioner is obviously interested in delaying the proceedings.

Counsel for the petitioner states that the appeal is now fixed for 7.3.2016 and he undertakes not to seek an adjournment and would argue the

case on that date or on any other date which may be fixed by the Appellate Authority. Counsel for the respondent has accepted this undertaking.

In the circumstances, the Appellate Authority is directed to decide the appeal on the next date or in any case on or before 30.4.2016. It is further directed that the execution shall remain stayed till the decision of the said appeal.

This appeal stands disposed of in the above terms.

(AJAY TEWARI)
JUDGE

March 02, 2016
`kk'