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

FAO No.5460 of 2017(O&M)
Date of Decision: August 21, 2017

Rakesh		...Petitioner
	Versus	
State of Haryana and others		...Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.R.S.Tacoria, Advocate for the petitioner.

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HARINDER SINGH SIDHU, J.

This revision petition has been filed for directions to stay the execution proceedings till the decision of the appeal filed by the petitioner against the judgment and decree dated 17.9.2015 (Annexure P-1).

Ld. Counsel states that the petitioner had filed an application under Order IX Rule 13 CPC for setting aside the exparte decree, which was dismissed on 12.1.2017. Against the same, he has filed an appeal along with an application for stay, which is pending before the lower Appellate Court.

The respondents have filed an execution petition. The Ld. Executing Court vide order dated 15.5.2017 (Annexure P-5) dismissed the application of the petitioner and got the sale-deed executed in favour of respondents No.8 and 9. Now, the execution proceedings have been adjourned to 25.8.2017.

Ld. Counsel states that it is apprehended that on 25.8.2017 warrant of possession shall be issued by the Executing Court.

In the aforesaid facts, this petition is disposed of by requesting the lower Appellate Court to dispose of the stay application filed by the petitioner expeditiously, in accordance with law. Till such time the said application is decided by the lower Appellate Court, further proceedings before the Executing Court for delivering the possession, be not taken.

August 21, 2017

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(HARINDER SINGH SIDHU)
JUDGE