

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

C.R. No.7255 of 2016 (O&M)

Date of Decision: 10.05.2017

Amrik Singh

....Petitioner

Versus

Bhagwant Singh and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. H.S. Brar, Advocate
for the petitioner.

Mr. Amit Kumar Walia, Advocate
for respondent Nos.1 and 2.

Mr. A.S. Salar, Advocate
for respondent No.3 (i to iv).

DAYA CHAUDHARY, J. (ORAL)

C.M. No.8023-CII of 2017

This application has been moved for preponing of date in the main case, which is fixed for 10.10.2017.

For the reasons recorded in the application, the same is allowed and the date in the main case is preponed for today.

C.R. No.7255 of 2016

The petitioner is aggrieved by order dated 17.10.2016 passed by learned Additional District Judge, Sangrur, whereby, the application moved by him for staying the operation of judgment dated 08.09.2016 has been dismissed.

Learned counsel for the petitioner submits that no purpose

would be served, in case, the proceedings are not stayed as the appeal is still pending and is likely to take some time. On the basis of judgment of trial Court, the petitioner is being harassed and any adverse order can be passed during that period.

Learned counsel for the petitioner submits that the petitioner would be satisfied, in case, the directions are issued to learned Additional District Judge, Sangrur to decide the appeal pending before him.

Learned counsel for the respondents have no objection, in case, the appeal pending before the lower Appellate Court is decided within some specified period. They further submits that two appeals bearing **C.A. No.68 dated 30.09.2016** and **C.A. No.79 dated 03.10.2016** are pending before two different Courts, whereas, the same are required to be decided by one Court keeping in view the facts involved therein and the submissions made by learned counsel for the parties.

Accordingly, the District and Sessions Judge, Sangrur is directed to consolidate both the appeals and entrust the same to one Presiding Officer so that they may be decided together. However, it is also directed that both the appeals be decided within a period of four months. It is also directed that an inquiry, in pursuant to directions issued by the trial Court, shall be kept in abeyance till the disposal of both the appeals.

The petition is disposed of accordingly.

(DAYA CHAUDHARY)
JUDGE

10.05.2017
gurpreet

Whether speaking/reasoned

Yes

Whether Reportable

No