

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CWP No. 19823 of 2017

Date of decision : September 1, 2017

Rajbir Singh and others

..... Petitioners

Vs.

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. A. P. Kaushal, Advocate
for the petitioners.

RAKESH KUMAR JAIN, J (oral).

This petition is filed for seeking a direction to respondent No.2, who is seized of the appeal No. 38 of 2017, to decide the stay application before seeking compliance of the warrant of possession.

It is contended that the notice in the appeal as well as in the stay application was issued on 28.7.2017. Thereafter the case was adjourned to 7.8.2017, 23.8.2017 and on 28.7.2017 the trial court issued warrant of possession whereas the appellate court has fixed the case for 20.9.2017. It is submitted that if the warrant of possession is not stayed or the stay application is not heard before that then the appeal would become infructuous.

I have heard learned counsel for the petitioner and perused the record and believing that the facts given by him in Court are correct, the present petition is disposed of, without issuing notice to the respondents, to decide the application for stay on the date fixed i.e. 20.9.2017 positively.

Till then the parties shall maintain status quo.

The writ petition is disposed of.

Copy of the order be given dasti under the signatures of
the Bench Secretary.

(RAKESH KUMAR JAIN)
JUDGE

September 1, 2017
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No