

In the High Court of Punjab and Haryana at Chandigarh

Regular Second Appeal No. 2261 of 2017 (O&M)
Date of Decision: 27.4.2017

Narinder Singh @ Baljinder Singh and others

.....Appellants

Versus

Sapinder Kaur and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Mayank Mathur, Advocate
for the appellants.

ANITA CHAUDHRY, J

CM-5503-C-2017

Application is allowed and delay of 10 days in filing the appeal is condoned.

RSA-2261-2017 (O&M)

Mr. C.S.Bagri, Advocate puts in appearance on behalf of respondents No. 1 to 3 . and has filed the power of attorney and states that he had filed a caveat. The matter was taken up again and Registry has informed that there were certain objections which have not been removed and therefore the caveat was not listed.

Counsel for the appellants at the outset urges that they are not disputing the case on merits and they were only asking for sometime to deposit the amount.

Counsel for respondents No. 1 to 3 urges that their family member had been murdered which led to conviction of the appellants and a suit for damages was filed and the trial Court had awarded a sum of Rs. 22

no stay even when the appeal was pending and the land had been attached and had been fixed for auction.

The appellants are not disputing the findings on merits. An offer was made by the appellants that they would deposit some amount and need some more time to pay the remaining amount. The appellants should have approached the Executing Court or the respondents in this regard.

As the appellants are not challenging the judgment on merits the appeal is dismissed in limine.

(ANITA CHAUDHRY)
JUDGE

April 27, 2017
Gurpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No