

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

138

**CR No.200 of 2018
Date of decision: 15.01.2018**

Vijay Singh

..... **Petitioner**

Versus

Kalika Parsad Gupta

..... **Respondent**

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Bikram Chaudhary, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Judgment-debtor is in revision petition against the order dated 05.08.2017 dismissing the objections filed by him. Learned counsel for the petitioner has submitted that the appeal filed against the dismissal of the application under Order 9 Rule 13 is pending. He submits that pending decision of the appeal, execution should ought to have been stayed.

I have considered the submission. However, I do not find any substance therein. It is for the petitioner to pray for stay of execution proceedings in the appeal. Till date, there is no order by the learned First Appellate Court. The execution proceedings cannot be kept in abeyance only because the appeal is pending against the dismissal of the application under Order 9, Rule 13.

In view thereof, there is no scope for interference in the order passed by the Court.

Revision petition is dismissed.

**(ANIL KSHETARPAL)
JUDGE**

15.01.2018
Dinesh Bansal

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No