

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

**CR No. 3507 of 2018
Date of decision: 24.5.2018**

Tara Singh and others

... Petitioners

Versus

Harpreet Kaur @ Rani and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Rajbir Singh, Advocate
for the petitioners.

ARUN PALLI, J. (Oral)

The petitioner-judgment debtors are aggrieved by an order dated 3.4.2018 (Annexure P-1), vide which their application/objections to stay the execution proceedings have since been dismissed by the Civil Judge (Junior Division), Budhlada.

Concededly, a money decree dated 18.1.2017 was passed by the trial court against the petitioner-judgment debtors. It is not disputed either that against the said decree, the appeal preferred by the petitioners is pending consideration before the appellate court. Needless to assert that in the absence of any interim order, in the appeal, as regards stay of execution of the decree, the executing court was not obliged to stay the execution proceedings. Thus, the application/objections preferred by the petitioners lacked both, i.e. the merits as also the bonafides.

In conspectus of the above, no ground is made out to interfere in exercise of revisional jurisdiction under Article 227 of the Constitution of India. The petition is accordingly dismissed.

At this stage, learned counsel for the petitioners submits that he be permitted to withdraw this petition. The prayer is declined.

24.5.2018
AK Sharma

(ARUN PALLI)
JUDGE

Whether speaking / reasoned:	YES
Whether Reportable:	NO