

CR-2645-2018 (O&M)

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

CR-2645-2018 (O&M)

Date of decision : 28.03.2019

Maman Chand Gupta

... Petitioner

Versus

Gaurav and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. R.K. Sharma, Advocate
for the petitioner.

Mr. Lokesh Sharma, Advocate
for respondent Nos.1 to 4.

AMIT RAWAL, J. (ORAL)

The present revision petition is not maintainable as the cross-objection against the judgment and decree of the trial Court has been allowed in favour of the petitioner-plaintiff and the remedy is to seek the execution of the decree by moving an application under Order 21 Rule 32 of the Code of Civil Procedure, though the application under Order 39 Rule 2(A) of CPC is only during the pendency of the suit or the appeal.

Mr. Sharma, has attempted to bring life into case by pointing out Annexure P2, wherein during the pendency of the appeal, status quo order was passed.

It cannot be ascertained that who had violated the status quo order and the remedy is only under Order 21 Rule 32 of CPC.

With the aforesaid observations, the present revision petition
stands disposed of.

28.03.2019
Yogesh Sharma

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned **Yes/ No**

Whether Reportable **Yes/ No**