

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

C.R. No.7446 of 2017 (O&M)
Date of Decision.01.02.2019

M/s Omway Buildestate Private Ltd. and another ...Petitioners

Vs

Satyendra Jain and another ...Respondents

CORAM:HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Amit Jain, Advocate
for the petitioners.

Ms. Meenakshi Dogra, Advocate
for the respondent No.1.

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AMIT RAWAL J. (ORAL)

This Court vide order dated 28.05.2018 while restoring
the stay, which was vacated, passed the following order:-

*On request of learned proxy counsel for the
petitioners, adjourned to 20.01.2019.*

*Order dated 28.11.2017 staying execution
proceedings is recalled.*

*At this stage, Mr. Amit Jain, learned arguing
counsel for the petitioners appears and prays that order
vacating the stay may be recalled.*

Heard.

*Execution proceedings shall remain stayed,
subject to deposit of entire decretal amount by the
petitioners before the Executing Court at Gurugram
within four months along with upto date interest, if any,
which would be converted by the Executing Court in the*

shape of STDR in some nationalised bank fetching maximum rate of interest to save loss of interest to the party, who shall finally be held entitled for the same. The Executing Court shall keep the STDR receipt with it till further orders.

In the meantime, Executing Court at Alwar shall not proceed with the execution for the time being.

In case of failure to deposit the decretal amount before the Executing Court, Gurugram, as directed above, this petition shall be dismissed for want of prosecution.”

Learned counsel for respondent No.1 submitted that the aforementioned order has not been complied with.

Mr. Amit Jain, learned counsel appearing for the petitioners submitted that he has no instructions from his client, despite making sincere efforts.

In view of such situation, no ground for interference is made, as the order dated 28.05.2018 remains uncomplied.

The revision petition is dismissed for non-prosecution.

(AMIT RAWAL)
JUDGE

February 01, 2019
Pankaj*

Whether Reasoned/Speaking Yes

Whether Reportable No