

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

C.R. No.3699 of 2019 (O&M)
Date of Decision.30.05.2019

Ravinder Kumar Dhanuka

...Petitioner

Vs

Jagtar Singh

...Respondent

CORAM:HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. K.C. Bhatia, Advocate
for the petitioner.

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AMIT RAWAL J. (ORAL)

The prayer in the revision petition is for stay of the execution of the sale deed in pursuance of the judgment and decree passed in suit for specific performance.

Mr. Bhatia, learned counsel for the petitioner submitted that regular second appeal bearing No.3463 of 2017 is pending wherein status quo has been granted. The possession is with the decree holder and he is carrying on with further execution as indicated above regarding the sale deed.

I am afraid aforementioned prayer cannot be acceded to in the manner and mode the petitioner-judgment debtor has sought. If there is some headway in the execution other than possession, which was not in existence at the time of hearing of regular second appeal while granting interim stay, the appropriate remedy for the petitioner is to move an appropriate application in the pending regular second appeal and not the objections.

In view of aforementioned facts, I do not find any

illegality and infirmity in the order under challenge. No ground for interference is made out. Resultantly, the revision petition is dismissed.

(AMIT RAWAL)
JUDGE

May 30, 2019
Pankaj*

Whether speaking/reasoned	Yes
Whether reportable	No