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

CR No. 3888 of 2019

Date of Decision: 01.07.2019

Jasvir Singh @ Jaiveer Singh and another

-Petitioners

Vs

M/s Shalimar Town Planners Pvt. Ltd.

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. D.S. Matya, Advocate,
for the petitioners.

RAJ MOHAN SINGH, J. (ORAL)

Learned counsel for the petitioners contends that though there was no delay in filing the first appeal before the lower Appellate Court, still the application for condonation of delay was filed on the premise that the time consumed during review proceedings is required to be ignored.

From the order dated 25.01.2019, dismissing the review application, the appeal before the lower Appellate Court was within limitation. 09.07.2019 is the date fixed before the lower Appellate Court whereas 08.07.2019 is the date fixed before the Executing Court for execution of warrants of possession.

Learned counsel states that the petitioner shall file an appropriate application before the lower Appellate Court for preponing the date of hearing from 09.07.2019 to some early actual date. In the event of doing so, the Appellate Court would consider the feasibility of passing an interim order strictly in accordance with law without being influenced by any statement of fact made hereinabove.

The Appellate Court would be at liberty to prepone the date of hearing after due notice to the respondents and pass appropriate order in accordance with law.

Disposed of.

01.07.2019
Jyoti Yadav

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No