

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

249

**CR No. 9541 of 2018
Decided on: 23.7.2019**

Jasbir Singh

.....Petitioner

Versus

M/s Jeet Ram Sat Pal

.....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vineet Chaudhary, Advocate, for the petitioner

Mr. Abhinav Sood, Advocate, for the respondent

Ritu Bahri, J.(Oral)

The petitioner has filed the present revision petition against the order dated 30.10.2018, whereby his objections, filed before the Executing Court, have been dismissed. A perusal of the order shows that a suit for recovery has been decreed by the trial Court vide order dated 12.3.2015 and appeal against the said decree is pending before the District Judge, Karnal. Since there was no stay from the Appellate Court, the objections filed by the judgment debtor have been dismissed.

It is not the case of the parties that any stay has been granted. Even vide order dated 12.3.2015, the objections filed by the JD in execution have been dismissed, against which the appeal is pending. Hence, the impugned order dated 30.10.2018 does not require any interference. The revision is liable to be dismissed.

Learned counsel for the petitioner has referred to an order dated 3.12.2018 passed by this Court in CR No. 8192 of 2018 with respect to the

same respondent i.e. M/s Jeet Ram Sat Pal, whereby liberty was granted to the petitioner to make an application within 15 days for deciding the application for stay, which is pending since 2017.

In the present case, the application for stay is listed for 8.8.2019.

A direction is being given to the lower Appellate Court i.e. the District Judge, Karnal to pass a final order on the stay application on or before 8.8.2019.

Disposed of.

(RITU BAHRI)
JUDGE

23.7.2019
Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No