

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 1375 of 2020 (O&M)

Date of Decision: 27.2.2020

General Reserve Engineer Force through its Commander, Western Base
Workshop, Pathankot

...Petitioner

Vs.

Jaimal Singh and others

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Vivek Chauhan, Advocate
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

1. The appeal filed by General Reserve Engineer Force (GREF) presented on 20.12.2019 is pending before the learned Additional District Judge, Pathankot with notice issued to the respondents. The appeal has been preferred against an order dated 25.11.2019 passed by the court in execution of the decree rejecting the objections of the GREF. GREF claims rights in the suit property. It was not a party to the original suit in which the present respondents are the decree holders. It intervened at the stage of the execution when warrants of possession stood issued to dispossess the unsuccessful defendant/s in the suit. The defendants handed over the warrants of possession to the GREF since GREF was in possession of the suit land.

2. This petition has been filed under Article 227 of the Constitution for a direction to the Additional District Judge to decide

either the appeal or the stay application in a time-bound manner. I am afraid such a direction will not issue for the asking from my pen in an appeal filed less than two months ago, as the judge in Pathankot has to attend to a long list of cases on his heavy board everyday. He is the best judge of his cause list.

3. Accordingly, the petition is disposed of with liberty to the petitioner to press the application for stay before the Appellate Court by making a request. It will be and is the endeavour of every court to dispose of matters as soon as possible, within the constraints of time.

(RAJIV NARAIN RAINA)
JUDGE

27.2.2020

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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*