

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

Civil Revision No.2644 of 2020 (O&M)

Date of Decision: 21.12.2020

Joginder Pal Batra and another

..... Petitioners

Versus

Harjit Singh (deceased) through his LRs and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Vikas Bahl, Senior Advocate assisted by
Ms. Eliza Gupta, Advocate for the petitioners.

Mr. M.S.Sachdev, Advocate for respondent No.1 (i & ii).

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 10.11.2020 (P-16), thereby prayer for granting interim stay i.e. restraining the respondents/defendants from alienating, mortgaging, creating any third party interest in the suit property during the pendency of appeal has been dismissed.

Learned Counsel for respondent No.1 (i & ii), on instructions, submits that parties shall maintain *status quo* and will not alienate the property in dispute during the pendency of the appeal, but the First Appellate Court be directed to decide the same on the date fixed i.e. 04.01.2021.

Learned Senior Counsel for the petitioners, upon instructions, has accepted the aforesaid submission.

In view of the fair stand taken by learned Counsel for respondent No.1 (i & ii), this petition is disposed off with a request to the First Appellate Court to decide the appeal on merits in accordance with law preferably on the date fixed or within two weeks thereafter.

Respondent No.1 (i & ii) shall be bound by their assertions.

December 21st, 2020

Gagan

**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>