

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No. 1450 of 2021(O&M)

Date of Decision:04.08.2021

Navpreet Kaur d/o late Randhir Singh, w/o Harpreet Singh, r/o No. 5/61, Walkerville TCE Giberton Adelaide (Australia), through her special power of attorney Tarvinder Singh son of Rachpal Singh, aged 61 years, resident of House No. 282-D, Railway Colony, Jagadhri Workshop, Yamuna Nagar, Tehsil Jagadhri, District Yamuna Nagar.

.....Petitioner

Versus

Surinder Singh and another

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Manoj Pundir, Advocate
for the petitioner.

LISA GILL, J(Oral).

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition is for a direction to the executing Court to expedite proceedings and decide execution application filed by the petitioner.

It is submitted that the petitioner's suit for declaration was decreed vide judgement and decree dated 21.10.2014. Appeal preferred by the respondent-Surinder Singh was dismissed by the learned Additional District Judge, Yamuna Nagar. Learned counsel for the petitioner submits that as on date, there is no order by any Court of competent jurisdiction, granting stay of operation of the judgement and decree in favour of the petitioner. Respondent had appeared before the executing Court on 06.12.2019 and matter was adjourned for filing objections to 28.02.2020. As objections were not filed, matter was adjourned to 10.04.2020 and the matter was thereafter not taken up for effective hearing due to outbreak of the

pandemic COVID-19. Execution petition was then taken up for hearing on 23.03.2021. Matter stands adjourned to 12.08.2021 as presiding officer was on paternity leave on 04.05.2021. It is thus prayed that the learned executing Court be directed to decide the execution petition in a time bound manner.

Having heard learned counsel for the petitioner and having gone through the file, at this stage, I do not find any ground whatsoever for issuance of a direction to the learned executing Court to conclude the proceedings in a time bound manner as there is no indication that the matter has been needlessly adjourned.

Revision petition is accordingly dismissed, at this stage.

Needless to say, it is expected that learned executing Court shall proceed in accordance with law for expeditious disposal of the matter.

04.08.2021
s.khan

[LISA GILL]
Judge

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