

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

CR-95-2019

Date of decision: 27.10.2022

Harvinder Singh

....Petitioner

Versus

Sada Ram

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ajay Ghangas, Advocate for the petitioner

Mr.Sanjeev Kumar Aggarwal, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

The Executing Court has refused to stay the execution proceedings on the ground that an application under Order IX Rule 13 of the Code of Civil Procedure, 1908, to set aside the ex parte decree, is pending.

Learned counsel representing the petitioner submits that the application for grant of stay of execution proceedings is still pending before the trial court. This fact is not disputed by the learned counsel representing the respondent.

While issuing notice of motion on 11.01.2019, the parties were directed to maintain status quo.

Keeping in view the aforesaid facts, the revision petition is disposed of while requesting the court to decide the application for stay of execution proceedings, during the pendency of the application filed under Order IX Rule 13 of the Code of Civil Procedure, 1908, within a period of 15 days, from today. Till then, the interim order dated

11.01.2019 shall continue to operate.

With these observations, the revision petition is disposed of.

27.10.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE