

[290] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.1819 of 2020 (O&M)
Date of Decision : 08.03.2022

Ripudaman Seth ...Petitioner

Versus

Bawa Woolen and Spinning Mills Limited
and anotherRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Prateek Sodhi, Advocate for the petitioner.
Mr. Umesh Aggarwal, Advocate for respondent No.1.
Mr. C.S. Pasricha, Advocate for respondent No.2/*Bank*.

B.S. Walia, J.

[1] Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

[2] Prayer in the petition under Article 227 of the Constitution of India, is for setting aside order (Annexure P-8), dated 26.02.2020, on the ground that the learned Appellate Court committed material irregularity in declining the prayer for *ex parte* ad-interim stay against the respondents.

[3] Learned Counsel for the respondents at the outset state that they have no objection if order (Annexure P-8), dated 26.02.2020 is set aside and ad-interim order granting *status quo* regarding possession as has been granted by this Court vide order dated 07.12.2021 is continued till the appeal is decided.

[4] The same satisfies learned counsel for the petitioner.

[5] Accordingly, in the light of the statement of learned counsel for the parties, impugned order (Annexure P-8) dated 26.02.2020 is set aside. Interim order granting *status quo* during the pendency of the

Court, shall continue to be in force till the decision of Civil Appeal No.77 of 2020.

[6] Learned first Appellate Court is requested to decide Civil Appeal No. 77 of 2020 as expeditiously as possible preferably within 03 months from the date of receipt of certified copy of the order.

[7] Needless to mention, grant of stay till the decision of Civil Appeal No.77 of 2020 shall not be construed as an expression of opinion on the merits of the case and learned Appellate Court shall decide the appeal in accordance with law uninfluenced by any observations made hereinabove.

[8] Revision petition *disposed of* with the aforementioned directions.

(B.S. Walia)
Judge

08.03.2022
'Rajneesh'

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