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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR-2335-2022 (O&M)
Date of decision: 29.07.2022

Arjun Singh @ Arjan Singh

... Petitioner

Vs.

Mukhtyar Singh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sanjiv Gupta, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this revision petition is to issue a direction to the lower appellate Court to decide the appeal filed by the petitioner, challenging the order rejecting the plaint.

Learned counsel for the petitioner submits that even on an earlier occasion, the petitioner filed CR-2000-2022, which was disposed of vide order dated 19.05.2022, by passing the following order: -

“Learned counsel for the petitioner states that he would not press the present revision petition. He, however, prays that the appeal along with stay application is pending before the lower appellate Court since October, 2021 and that the stay application be taken up on the adjourned date.

In view of the limited prayer made by learned counsel for the petitioner, the present revision petition is disposed of with a request to the lower appellate Court to make an endeavour to finally decide the application for stay on the adjourned date provided the counsel for the parties cooperate.

Disposed off accordingly.

Pending applications, if any, also stand disposed of.”

Learned counsel further submits that till date, neither the application for stay is decided nor the appeal is decided.

In view of the above, this petition is disposed of with a direction to the lower appellate Court to decide the application for stay within a period of one month from today.

Till then, the parties will maintain status quo regarding possession and construction over the suit property.

[ARVIND SINGH SANGWAN]
JUDGE

29.07.2022
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No