

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-223 of 2023 (O&M)
Date of Order: 26.07.2023

Brij Lal

.Petitioner

Versus

Smt. Poonam and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Priyanshu Kamra, Advocate
for the petitioner.

Mr. Suresh Kumar Aneja, Advocate
for respondent no.1.

ANIL KSHETARPAL, J

C.M.No.12740-CII-2023

1. Allowed as prayed for.
2. Annexure R-1 is taken on record.

MAIN

3. The petitioner herein is a third party objector. Two civil suits for grant of decree of possession by way of specific performance of two separate agreements to sell in favour of two different plaintiffs, namely, Sh. Brij Lal and Smt. Poonam were filed. The suit filed by Smt. Poonam was decreed on 31.10.2019. The first appeal against the judgment and decree passed by the trial court was also dismissed. The second appeal is stated to be pending. In another suit filed by Sh. Brij Lal (the petitioner) the matter is still pending in the trial court.

4. In the execution petition filed by Smt. Poonam, Sh. Brij Lal

filed objections which were dismissed by the trial court.

5. Admittedly, the separate suit filed by Sh. Brij Lal is pending. In substance, Sh. Brij Lal prays for keeping the execution of the decree in abeyance till his suit is decided.

6. On the other hand the learned counsel representing the Smt. Poonam states that the possession of the property in the execution of the decree has already been delivered vide Rapat Roznamcha no.379 dated 17.04.2023. A copy of the Rapat Roznamcha has been placed on the file.

7. Keeping in view the aforesaid developments, the revision petition is disposed of with liberty to the petitioner-Sh. Brij Lal to file an application for grant of interim order in the suit filed by him.

8. All the pending miscellaneous applications, if any, are also disposed of.

July 26, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:YES/NO
:YES/NO