

2023:PHHC:109849

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

CR-187-2021 (O&M)

Date of decision: 22.08.2023

Kulwinder Singh

..Petitioner

Versus

Punjab Wakf Board

.Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Rahul Arora, Advocate for
Mr. Raman Goklaney, Advocate for the petitioner

Mr. G.N.Malik, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

In this revision petition, the challenge is to the interlocutory order passed by the First Appellate Court while assessing the amount of mesne profits payable by the petitioner to the respondent during the pendency of the appeal.

Learned counsel representing the petitioner contends that while assessing the amount of mesne profits, the court has overlooked the distinction between the agricultural land and the commercial property. On the other hand, the learned counsel representing the respondent submits that appeal filed by the petitioner is coming up for final disposal on 14.09.2023, and he has no objection if the First Appellate Court is requested to decide the appeal on 14.09.2023 or within a period of one month, thereafter.

Keeping in view the aforesaid position, the revision petition is disposed of with a direction that the First Appellate Court shall decide

the appeal, on merits, without insisting on implementation of the impugned order, within the period as noticed above.

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

22.08.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE