

118 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-2201-2023
Date of Decision :13.04.2023

NEERAJ MALHOTRA ...Petitioner

Versus

JASWANT SINGHRespondent

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

Present : Mr. RiteshTomar, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Learned counsel contends that although the petitioner put in appearance on 31.03.2023, no time was granted to file objections or to move an application for stay of the execution to enable the petitioner to approach the decretal Court to stay the execution in view of the respondent not having complied with the terms and conditions of the compromise which was a *sine qua non* to enable the respondent to seek execution.

[2] Notice of motion.

[3] Ms. Taranjot Kaur, Advocate, who is present in Court, accepts notice on behalf of the respondent and states that she has no objection in case warrants of possession issued for 15.04.2023 are stayed for a limited period of time to enable the petitioner to move an application before the competent Court to seek stay of the execution.

[4] In view of the position noted above as well as the statement of learned counsel for the respondent, I am of the view that the instant petition be disposed of by granting liberty to the petitioner to move an

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[2]

application in terms of Order 21 Rule 26 CPC before the competent Court to seek stay of execution by making out sufficient cause in respect thereto within one week from today. Warrants of possession issued vide the impugned order shall remain stayed till 19.04.2023. Further action on the warrants of possession would depend upon the outcome of orders passed on the application to be moved by the petitioner.

[5] Revision petition disposed of in the aforementioned terms.

(B.S. Walia)
Judge

13.04.2023
'Amit'

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