



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(122)

CR-7374-2024
Date of Decision:-18.12.2024

PARAMJIT SINGH

... Petitioner

Versus

GAGANDEEP SINGH AND OTHERS

... Respondents

-.-

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Ms. Aashna Gill, Advocate
for the petitioner (**through video conferencing**).

ALOK JAIN, J. (Oral)

1. The present petition has been filed by the petitioner for setting aside of order dated 09.12.2024 (Annexure P-5) passed by learned Civil Judge (Junior Division), Patiala, whereby objections filed by the petitioner-JD was dismissed.
2. Mr. Rubal Garg (Barrister) puts in appearance on behalf of respondent No.1 and has filed power of attorney today in the Court, which is taken on record.
3. Learned counsel for the petitioner as well as counsel for respondent No.1 are *ad idem* that the appeal against the judgment and decree is pending before the learned Lower Appellate Court and is fixed for 10.01.2025.



4. Learned counsel for respondent No.1 has very fairly submitted that without prejudice to his rights and the arguments available to him, present petition can be disposed of by imposing a condition on the petitioner to deposit a sum of ₹8,50,000/- with the learned Lower Appellate Court within one week from today and he would not press for the execution petition till the pendency of the appeal.
5. Learned counsel for the petitioner has completed her instructions and is ready to deposit a sum of ₹8,50,000/- with the learned Lower Appellate Court but prays for time of two weeks for doing the same.
6. Heard learned counsel for the parties at length and without expressing any opinion on the merits of the case, present petition is disposed of with a direction to the petitioner to deposit a sum of ₹8,50,000/- with the learned Lower Appellate Court within two weeks from today and the petitioner shall not take the benefit that there were holidays in the Court and needful shall be done positively, in case, the petitioner abide with the above condition, the execution proceeding shall be kept in abeyance and the learned Lower Appellate Court shall expedite the decision on the appeal preferably within three months thereafter, by affording appropriate opportunities to both the parties.
7. The learned Trial Court is directed to keep the abovesaid amount in a fixed deposit so that it entails some interest during the pendency of the appeal.
8. In the light of the above, the present petition stands disposed of.

18.12.2024
Gaurav Sorot

(ALOK JAIN)
JUDGE

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No