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

CR-767-2025

Date of decision: 05.02.2025

Aseem Kapoor

...Petitioner

Versus

Surinder Aggarwal and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Nimanyu Gautam, Advocate for the petitioner.

VIKAS BAHL, J. (ORAL)

1. This is a revision petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 21.01.2025 (Annexure P-9) passed by the Executing Court, whereby the warrants of possession of the shop in question have been issued.

2. Learned counsel for the petitioner has submitted that against the judgment dated 24.11.2022, an appeal has been filed by the petitioner and along with the said appeal, an application for stay (Annexure P-3) has also been filed whereas respondents-landlords have filed an application for mesne profits and the said case is now listed before the First Appellate Court for 16.04.2025. It is submitted that the present revision petition be disposed of with direction to the First Appellate Court to decide the main appeal as expeditiously as possible and in case the main appeal cannot be



decided then the application for stay/mesne profits be decided as expeditiously as possible in a time bound manner.

3. Keeping in view the abovesaid facts and circumstances and also the fact that the appeal is of the year 2022, the present revision petition is disposed of with a request to the First Appellate Court to decide the main appeal as expeditiously as possible and in case the main appeal cannot be decided for any reason then the application for stay along with application for mesne profits be decided within a period of two weeks from 16.04.2025 i.e., the date already fixed before the First Appellate Court.

4. Learned counsel for the parties appearing before the First Appellate Court are requested to fully assist the Court in an expeditious disposal of the case/applications.

05.02.2025

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No