



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

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**CR-4591-2023
Date of decision : 19.05.2025**

Jarnail Singh

..... Petitioner

versus

Sham Lal

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Akhil Dadwal, Advocate
for the petitioner.

Mr. Ravi Chadda, Advocate
for the respondent.

PANKAJ JAIN, J. (Oral)

1. Counsels are *ad idem* that the primary issue between the parties stands adjudicated by this Court in CR No.4615 of 2023 vide order dated 09.12.2024. However, counsel for the petitioner points out that even though the decree holder-respondents are pursuing execution, but they are evading service and are not appearing before the Appellate Court wherein the judgment and decree under execution is subject matter of challenge.

2. In the considered opinion of this Court that cannot be a reason to forestall the proceedings in the execution even though the same may constitute ground for seeking stay on the operation of the decree before the Appellate Court.

3. Counsel for the petitioner prays for liberty to move an appropriate application before the Appellate Court.



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4. Without commenting on the merits of such application, liberty is granted.
5. Consequently, the present revision petition is dismissed.

(PANKAJ JAIN)
JUDGE

19.05.2025

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No