



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

124

CR-4281-2025

Decided on:15.07.2025

M/s Alpha Beta Gama and others

... Petitioners

Versus

Surjit Singh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**PRESENT:** Mr. Ritesh Aggarwal, Advocate
for the petitioners.

VIKAS BAHL, J.(ORAL)

1. The present Civil Revision Petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 28.04.2025 (Annexure P-6) passed by the Civil Judge (Jr. Divn.), SAS Nagar, Mohali vide which the application for adjourning the case *sine die* has been dismissed.

2. Learned counsel for the petitioner has submitted that against the judgment dated 09.12.2024, the petitioners filed an appeal within limitation and on 24.01.2025, the Appellate Authority was pleased to pass the following order:-

“Present: Sh. Harkirat Sakarli Advocate for appellant.

Rent appeal received by entrustment. It be registered. Since there are fairly arguable points involved in the appeal, same is admitted subject to all just exceptions as are available to the respondents. Let notice of appeal be issued to respondent for 28.03.2025 through



*ordinary process as well as through RC/AD on filing the same within 7 days from today. Dasti process be given, if so required. LCR be requisitioned **one day** prior to the date fixed.*

Date of Order: 24.01.2025”

3. Learned counsel for the petitioners has further submitted that on 28.03.2025, the counsel for the respondents had appeared and it was observed that the LCR had been received and the case was adjourned to 18.07.2025 for arguments. The order dated 28.03.2025 which has been highlighted by the learned counsel or the petitioners, is reproduced hereinbelow:-

*“Present: Sh. Harkirat Sakarli Advocate for appellant.
Sh. P. S. Walia Advocate for respondents.*

LCR received. Sh. P.S. Walia Advocate has filed power of attorney on behalf of respondents. Adjourned to 18.07.2025 for arguments.

Date of order: 28.03.2025”

4. Learned counsel for the petitioners has further submitted that in the appeal (Annexure P-3) filed by the petitioners, a prayer for stay of the impugned judgment dated 09.12.2024 was also made, however, the stay prayer has not been decided one way or the other till date but in the meantime, the respondents have filed execution proceedings and the same is now listed for 17.07.2025 for arguments on the objections filed by the present petitioners.

5. Learned counsel for the petitioners, at this stage, has made a limited prayer that the prayer for stay made in the appeal (Annexure P-3) be

considered by the Appellate Authority on 18.07.2025 and the order on the aspect of stay be considered and decided in a time bound manner. It is further submitted that the counsel for the petitioners appearing before the Appellate Authority would be prepared on the main case as well as on the prayer for stay on 18.07.2025 or any other date which the Appellate Court directs.

6. Keeping in view the abovesaid facts and circumstances and the limited prayer made on behalf of the learned counsel for the petitioners, the present petition is disposed of with a request to the Appellate Authority to consider the prayer for stay made in the appeal (Annexure P-3) against the judgment dated 09.12.2024 and to hear the same on 18.07.2025 or any other date convenient to the Appellate Authority and decide the prayer for stay within a period of 10 days from 18.07.2025.

7. All the counsel concerned would fully assist the Court in expeditious disposal of the prayer for stay.

8. It would be open to the Appellate Authority to decide the main case itself as expeditious as possible.

9. It is made clear that this Court has not opined on the merits of the appeal filed or the prayer for stay in the appeal and the aspect of stay or the main appeal would be considered by the Appellate Authority independently, in accordance with law, after hearing all the parties concerned.

15.07.2025
Mehak

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No