



CR-6333-2023(O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6333-2023(O&M)

Date of decision : 06.02.2025

Shamsher Singh @ Shamsher Singh Kalyan

... Petitioner

Versus

Krishan Kumar

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Parminder Singh, Advocate
for the petitioner.

Mr.R.N. Lohan, Advocate
for the respondent.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the order dated 06.10.2023 (Annexure P-4) vide which during the pendency of the appeal, the application for grant of stay of operation of the judgment and decree of the trial Court has been dismissed.

2. On 20.10.2023, a Coordinate Bench of this Court was pleased to pass the following order:-

*“Present: Mr.Parminder Singh, Advocate
for the petitioner.*

Notice of motion for 24.1.2024.

In the meantime, parties are directed to maintain

status quo with regard to possession over the suit property.



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October 20, 2023”

3. During the course of arguments, learned counsel for the petitioner and learned counsel for the respondent have, on instructions from their respective clients, reached a consensus. On the basis of the consensus of the learned counsel for the parties, the present revision petition is disposed of in the following terms:-

- i) The Ist Appellate Court, before whom the appeal filed by the present petitioner against the judgment and decree dated 14.11.2022 is pending i.e., Civil Appeal no.8 of 2023, is requested to decide the same as expeditiously as possible, preferably within a period of 3 months from the date of the next date of hearing. Learned counsel for the petitioner as well as the respondent have undertaken before this Court that the counsel would fully assist the Ist Appellate Court in expeditious disposal of the appeal.
- ii) The interim order dated 20.10.2023 would continue till the date the appeal is decided. The grant and continuation of the said order would not be construed as an expression on the merits of the case and the Ist Appellate court would decide the appeal independently, in accordance with law after taking into consideration the entire evidence and documents on records.

(VIKAS BAHL)
JUDGE

February 06, 2025.

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No