



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6879-2025

Date of decision : 26.09.2025

Anil

... Petitioner

Versus

Darshna Devi

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ankit Chaudhary, Advocate
for the petitioner.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the impugned order dated 18.07.2025 passed by the District Judge, Panipat in Civil Appeal no.107/2025 dated 18.09.2023 (Annexure P-5) vide which the application under Order 41 Rule 5 CPC filed by the respondent has been allowed and the Ist Appellate Court has stayed the operation of the impugned judgment and decree dated 10.08.2023.

2. Learned counsel for the petitioner has submitted that the decree was passed in favour of the petitioner on 10.08.2023 and against the same, respondent no.1 had filed an appeal in the year 2023 and initially no stay was granted and on 18.07.2025, stay was granted by the Ist Appellate Court and the case was adjourned for arguments to 29.08.2025. It is submitted that the case is now fixed for 14.10.2025 for final arguments. Learned counsel



for the petitioner has submitted that in view of the fact that the main appeal itself is listed for final arguments, thus, in the present petition he limits his prayer to direction to the Ist Appellate Court to decide the said appeal as expeditiously as possible. It is submitted that the said appeal be decided independent of the observations made in the order dated 18.07.2025. It is further submitted that the learned counsel for the petitioner before the Ist Appellate Court would be ready to argue the matter on 14.10.2025 or any other date which the Ist Appellate Court would fix.

3. Keeping in view the above said facts and circumstances and the limited prayer made on behalf of the learned counsel for the petitioner, the present petition is disposed of with a request to the Ist Appellate Court to decide the appeal filed by respondent no.1 in the year 2023 against the judgment and decree dated 10.08.2023 as expeditiously as possible. All the counsel concerned are also requested to fully assist the Ist Appellate Court in expeditious disposal of the appeal. The appeal would be decided after hearing the parties concerned, independent of the observations made in the order dated 18.07.2025, as the said order is only an interim order and moreso, in the said order in paragraph 9 it has been clarified by the said Ist Appellate Court that the said order was passed without expressing anything on the merits of the appeal.

(VIKAS BAHL)
JUDGE

September 26, 2025.

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No