

CR-2903-2026(O&M) 1

2026:PHHC:070060



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-2903-2026(O&M)

Date of decision : 06.05.2026

Hitesh and another

... Petitioners

Versus

Rajesh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Raj Kumar Gupta, Advocate
for the petitioners.

Mr. Sachin Mittal, Advocate and
Mr. Arnav Mittal, Advocate
for the respondents.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Section 115 of the CPC for setting aside the order dated 20.03.2026 (Annexure P-1) passed by the Civil Judge (Jr.Div.), Bahadurgarh, exercising the powers of Executing Court, vide which the objections filed by the petitioners have been dismissed.

2. Learned counsel for the respondents has pointed out that in the present case the petitioners had filed an application under Order 21 Rule 97 CPC, which application / objection has been dismissed by the Executing Court and an appeal against the said impugned order is maintainable under



Order 21 Rule 103 CPC.

3. Learned counsel for the petitioners has submitted that in view of the objection raised on behalf of the respondents, the petitioners be permitted to withdraw the present petition with liberty to file an appeal. It is further submitted that a Co-ordinate Bench of this Court vide order dated 08.04.2026 had passed the order of status quo qua possession over the suit property and the said status quo order be maintained for a period of one month so as to enable the petitioners to file an appeal.

4. Learned counsel for the respondents has submitted that the grant and continuance of the said status quo order for a period of one month should not be construed as an expression on the merits of the case and the Ist Appellate Court be directed to decide the appeal expeditiously and after the lapse of one month of the continuance of status quo, further grant of interim order be considered independently by the Ist Appellate Court.

5. Keeping in view the fair stand taken by the learned counsel for the petitioners as well as learned counsel for the respondents and the facts and circumstances of the present case, the petitioners are permitted to withdraw the present petition with liberty to file an appeal in accordance with law with the following directions / observations:-

- i) The interim order dated 08.04.2026 to the effect that the status quo qua possession over the suit property be maintained by both the parties would continue for a period of one month from today. The grant and continuance of the said order should



not be construed as an expression on the merits of the case.

ii) It would be open to the petitioners to file an appeal against the impugned order dated 20.03.2026 within a period of one month from today and to independently pray for grant of interim order. The grant of interim order subsequent to the period of one month would be considered independently by the Ist Appellate Court in accordance with law.

iii) It is made clear that the continuance of status quo order is only for a period of one month and the same would not continue further till the time a specific order regarding the same is passed by the Ist Appellate Court independently.

6. Pending application, if any, stands disposed of in view of the abovesaid order.

(VIKAS BAHL)
JUDGE

May 06, 2026.
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No