

CR-6698-2023

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2026:PHHC:072123



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6698-2023

Date of decision : 08.05.2026

Kela Devi

... Petitioner

Versus

Dalip Kumar and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Gurvidner Singh Dhot, Advocate
for the petitioner.

Ms.Anuradha, Advocate for
Mr. Shashikant Gupta, Advocate
for respondent no.1.

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 14.09.2023 (Annexure P-10) passed by the Executing Court in Execution Petition no.02 dated 04.01.2020, vide which the execution petition of the petitioner has been stayed.

2. A perusal of the paper book would show that the petitioner had filed a suit for specific performance of agreement to sell against the respondents-judgment debtors, which was partly decreed vide judgment and decree dated 15.10.2019. Apparently, the execution petition was filed by the



petitioner in which vide order dated 14.09.2023, the execution proceeding was stayed in view of an ad-interim order passed in an application under Order 39 Rules 1 & 2 CPC in civil suit no.332 of 2017 instituted by one Gaurav Sharma against Dalip Kumar, who is defendant no.1-respondent no.1 in the present case. Vide order dated 14.09.2023, the Executing Court had adjourned the case for placing on record the application in the said suit.

3. Learned counsel for the petitioner as well as learned counsel for respondent no.1 have jointly and fairly pointed out that the said suit no.332 of 2017 has been dismissed in default vide order dated 27.01.2026 and thus, the execution proceedings deserve to be restored.

4. Learned counsel for the petitioner has submitted that in view of the same, the present petition be disposed of granting liberty to the petitioner to bring the order dated 27.01.2026 to the notice of the Executing Court so that the Executing Court can further proceed in the execution.

5. In view of the above, the present petition is disposed of with the aforesaid liberty.

(VIKAS BAHL)
JUDGE

May 08, 2026.
Davinder Kumar

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