



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

125

CR-3203-2025

Date of Decision: 26.05.2025

KULWINDER SINGH

.....PETITIONER

Vs.

MANJIT SINGH AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Jaspreet Singh Brar, Advocate for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Suit for possession by way of specific performance based upon an agreement to sell dated 27.09.2016 regarding property in dispute, as filed by the plaintiffs-Manjit Singh and Gurpiar Singh (*respondents herein*) was decreed by the trial Court on 31.01.2023. The defendant of the case namely Kulwinder Singh (*petitioner herein*) filed an appeal on 04.05.2023, which is pending for necessary disposal before the learned District and Sessions Judge, Faridkot. Presently it is fixed for 27.05.2025, as per the various zimini orders, which have been placed on record as Annexure P-10.

2. However, in the meantime the plaintiffs-decree-holders had filed an execution (Annexure P-6), wherein application was moved by the petitioner to stay the proceedings due to pendency of the appeal. However, rejecting the objections, the Executing Court has appointed an official of the Court as Local Commissioner for getting the sale deed executed.



3. The simple prayer made by learned counsel for the petitioner before this Court is that till his appeal is disposed of by the First Appellate Court, further proceedings before the Executing Court be stayed.

4. Without issuing any notice to the respondents-plaintiffs lest it may delay the disposal, this petition is hereby disposed of with the direction to the First Appellate Court to dispose of the appeal bearing CIS No.CA-59-2023, expeditiously preferably within 06 months from receipt of copy of this order.

5. In the meantime, further proceedings before the Executing Court shall be kept in abeyance, till disposal of appeal by the First Appellate Court.

26.05.2025
pry

(DEEPAK GUPTA)
JUDGE

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