



Urmila Devi & ors. Vs. Ved Parkash & ors.

RSA No. 71 of 2023

20.11.2024 Present: Ms. Shrutika Chauhan, Advocate
vice Mr. Dheeraj K. Vashishta,
Advocate, for the appellants.

Mr. Y.P. Sood, Advocate, for the
respondents.

CMP No. 2884 of 2023

By way of present application, filed
under Order 41 Rule 5 read with Section 151
CPC, a prayer has been made to stay the
execution of the decree dated 22.7.2022, passed
by the learned Senior Civil Judge, Una, District
Una, H.P. (hereinafter referred to as 'the trial
Court') in Civil Suit No. 20/2010, titled as, 'Ved
Prakash & others versus Shankri Devi &
others', affirmed by learned Additional District
Judge-II, Una, District Una, H.P., (hereinafter
referred to as 'the First Appellate Court'), vide
judgment dated 30.11.2022, in Civil Appeal No.
28-XIII-2022, titled as, 'Urmila & others versus
Ved Prakash & others'.

Although, the present appeal is yet
to be admitted, yet, in order to preserve the
subject matter of the lis, execution of decree



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dated 22.7.2022, passed by the learned trial Court, is ordered to be stayed, subject to the condition that the applicant shall deposit a sum of Rs. 1000/- per month, as use and occupation charges, from the date of filing of the appeal, till its disposal.

It is made clear that the amount, so deposited, shall not be released in favour of either of the parties, and entitlement of the same, shall be decided by this Court, at the time of deciding the appeal.

The application is, thus, disposed of.

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For admission, list after eight weeks.

(Virender Singh)
Judge

November 20, 2024

(kalpana)