

RSA No. 22 of 2017.

15.09.2017 Present: Mr. Varun Rana, Advocate for the appellant.

Mr. Rajnish K. Lall, Advocate vice counsel for the respondent.

CMP No. 453 of 2017

Having gone through the contents of the application and the reply thereto filed on behalf of the respondent-plaintiff as well as going through evidence available on the record, a prima facie case is made out for staying the execution of the impugned judgment and decree as the controversy that respondent-plaintiff without full payment of ₹5,00,000/- as agreed under the partnership deed Ex.PW-4/A is entitled to claim 50% share in the Educational Institute, can only be determined at the time of final hearing of the main appeal on appreciation of the evidence available on record. Therefore, this application is allowed. Consequently, the interim order passed on 13.1.2017 is ordered to be made absolute. The application stands disposed of.

September 15, 2017 (ps) (Dharam Chand Chaudhary),
Judge