



2026:PHHC:021675

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CR-9566-2025

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

CR-9566-2025

Date of decision : 12.02.2026

Suresh Kumar

... Petitioner

Versus

Balraj Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Shalender Mohan, Advocate
for the petitioner.

Mr. Ankit Saini, Advocate
for the respondent.

VIKAS BAHL, J.(ORAL)

1. Learned counsel for the petitioner has submitted that on 12.01.2026, this Court was pleased to pass the following order:-

“Present:- Mr. Shalender Mohan, Advocate for the petitioner.

Inter alia contends that in the present case, vide judgment dated 03.05.2023, the suit filed by the respondent for possession was decreed. It is submitted that the petitioner had filed an appeal against the said judgment within the period of limitation along with application for stay and in the appeal as well as in the application for stay, notice was issued. It is submitted that the respondent had filed the execution proceedings and when the warrants of possession had been issued and the application for stay/main appeal had not been decided, the petitioner had filed CR-8310-2025 and the Coordinate Bench of this Court, vide order dated 17.11.2025, was pleased to direct the First Appellate Court to take



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up the application for stay and in the meantime, the Executing Court was directed to keep the execution of warrants of possession in abeyance. It is further submitted that the application for stay has been dismissed whereas the main appeal has been ordered to be heard on 02.02.2026. It is argued that in case the possession is taken from the petitioner during the pendency of the first appeal then irreparable loss would be caused to the petitioner. It is further submitted that the petitioner would be ready to argue the case on 02.02.2026 or on any other date which the First Appellate Court directs the petitioner/his counsel to argue the case. It is further submitted that the petitioner is also ready to compensate the respondent for the inconvenience caused to the respondent.

Notice of motion for 29.01.2026.

To be taken up in the urgent list.

Till the next date of hearing, the Executing Court is directed to give the date beyond the date fixed by this Court. The petitioner would bring an amount of Rs.10,000/- as litigation expenses on the next date of hearing.

Liberty is granted to the petitioner to serve the respondent through dasti process as well as through his counsel appearing before the First Appellate Court/Executing Court.

12.01.2026”

2. Learned counsel for the petitioner has submitted that in spite of information having been given to the petitioner, he has chosen not to appear today and has prayed that the present petition be disposed of but liberty be granted to the petitioner to revive the same in case the petitioner is ready to pursue the case.

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

(VIKAS BAHL)
JUDGE

February 12, 2026.

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No