

**CM-7794-C-2024
CM-7795-C-2024 in
RSA-2224-2023**

KULWINDER SINGH VS AMRIT SINGH

Present: Ms. Eknor Kaur Gaill, Advocate for
Mr. P.S. Gill, Advocate
for the applicant-appellant.

CM-7795-C-2024

By way of present application filed under Section 151 CPC, prayer has been made for preponement of date of hearing of CM No.7572-C of 2023 for stay of operation of impugned judgment and decree dated 19.08.2021 and 07.01.2023, which has already been fixed for 18.10.2024.

Having heard learned counsel for the applicant-appellant and gone through the contents of the application, the same is allowed. The date of hearing of the said application along with the main case is preponed and the same is taken up today.

RSA-2224-2023 (O&M)

Learned counsel for the appellant *inter alia* submits that the signatures of the appellant-borrower were specifically denied in the written statement, yet the same were not proved through any handwriting expert. Learned counsel further submits that execution of the pronote in question was highly doubtful as there was an apparent cutting in the date of execution.

Notice of motion for 18.10.2024.

In the meanwhile, the appellant shall deposit a sum of Rs.1.5 lakhs before the Executing Court within a period of 10 days from today and another Rs.50,000/- within two weeks thereafter.

Subject to deposit of the aforesaid amount, the proceedings before the Executing Court shall remain stayed.

August 28, 2024
Atik

(HARKESH MANUJA)
JUDGE