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

**Civil Revision No.2486 of 2013
Date of Decision: 20.10.2015**

KARAMJIT SINGH

.....Petitioner

Vs

GURDEV SINGH

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Raman Mohinder Sharma, Advocate
for the petitioner.

Mr. A.S. Barnala, Advocate
for the respondent.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

RAJ MOHAN SINGH, J.(Oral)

[1]. This revision has been filed against the order dated 21.02.2013 (Annexure P4) passed by Additional Civil Judge (Sr. Divn.), Dhuri whereby objections filed by the petitioner/judgment-debtor seeking release of his pension from attachment have been dismissed.

[2]. Petitioner has claimed that his pension cannot be attached in execution of the decree. List of property was submitted before the executing Court in which judgment-debtor/petitioner has stated that he is in possession of only a residential house within *lal lakir* of village Jahangir and there is no other property in his name.

[3]. Learned counsel for the respondent states that approximately an amount of Rs.60,000/- is due towards the petitioner. Admittedly some of the deductions have already been made from the pension of the petitioner.

[4]. In view of above, executing Court is directed to summon a fact-finding inquiry report from District Collector in the context of movable and immovable properties owned and possessed by the petitioner/judgment-debtor.

[5]. In case such report reveals that the judgment-debtor is owner in possession of some other properties also, the executing Court would be under obligation to satisfy the decree by way of resorting the procedure of attachment in accordance with law. In case report comes otherwise, in that eventuality executing Court would be at liberty to act in accordance with Order 21 Rule 32 CPC.

[6]. In view of aforesaid, impugned order dated 21.02.2013 (Annexure P-4) is set aside and the petition is disposed of with liberty aforesaid to the executing Court.

October 20, 2015
Atik

(RAJ MOHAN SINGH)
JUDGE