

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 3959 of 2015 (O/M)
Date of decision : 21.8.2015

The General Manager, Punjab Roadways, Jalandhar-I.
..... Revisionist

Versus

Chaman Lal Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. T.N. Sarup, Additional A.G. Punjab.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

The Judgment Debtor (JD)/revisionist has filed this revision against the order dated 11.3.2015 (Annexure-P-5), passed by the learned Civil Judge (Senior Division), Jalandhar, vide which the objections filed by the JD were dismissed, holding that the due amount of Rs. 25,238/- has not been paid. Therefore, the Ambassador car bearing registration No. PJP-2009 and items of office furniture were ordered to be attached.

I have heard the learned State counsel and have also carefully gone through the file.

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Before this Court, the JD has filed the calculations to show that only amount of Rs. 542/- was due, whereas on the basis of RTI reply, the amount of Rs. 25,238/- has been held to be payable. However, the impugned order does not show as to whether any such calculations were filed before the lower Court or not.

In view of the matter, the JD is directed to deposit the determined amount of Rs. 25,238/- before the Executing Court and after depositing the said amount, the JD is given liberty to challenge the calculations of the amount due by way of filing its calculations and if the calculations are filed, the calculations of the decree holder shall also be called for and the Executing Court shall calculate the actual due amount and only the said amount shall be paid to the decree holder. If the amount of Rs. 25,238/- is deposited within 30 days from the date of receipt of certified copy of this order, the lower Court shall not carry out the attachment order.

The revision is accordingly disposed of.

(KULDIP SINGH)
JUDGE

21.8.2015
sjks