

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

CR No.5179 of 2015

Date of decision: 28.09.2015

Dhani Ram

....Petitioner

Versus

M/s. IndusInd Bank Ltd. and another

....Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Mr. Arurag Gaur, Advocate
for Mr. Gopal Sharma, Advocate
for the petitioner.

KULDIP SINGH J. (Oral)

Impugned in the present revision is the order dated 26.08.2014, passed by learned Additional District Judge, Rewari, vide which the objections of the present petitioner/judgment-debtor No.2, were dismissed.

It comes out that the award for payment of some monetary claim has been passed against the judgment-debtor No.2-Guarantor. He had raised the objection that his property cannot be attached and sold for realization of the decretal amount without first proceeding against the principal-debtor/judgment-debtor No.1.

It comes out that award has become final.

The decree-holder can proceed against the property of principal-debtor or judgment-debtor No.2-Guarantor. He cannot be directed to first proceed against the property of principal debtor. Thus, I do not find any illegality and infirmity in the impugned order.

Dismissed.

(KULDIP SINGH)
JUDGE

28.09.2015

yakub