

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

Civil Revision No.5820 of 2015

Date of decision: 16.09.2015

Shiv Dutt and others

... Petitioners

versus

Chunni Lal (now deceased) through his LR

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Shiv Kumar Advocate,
for the petitioners.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

The objection brought at the stage of execution was that the decree was ex parte and the proceedings for setting aside ex parte had not come to a close. It would appear that the same petitioner had approached this court in Civil Revision No.2066 of 2015, dated 30.03.2015 which was against the orders declining to set aside the ex parte decree. The civil revision has been dismissed upholding the ex parte decree already passed. In the face of the decision taken by this court in Civil Revision No.2066 of 2015, there can be no objection at the time of execution to merely complain that the ex parte decree cannot be executed. The ex parte

decree is just as well a decree which is bound to be executed and there is no error in the order of the court below rejecting the objection allowing for further process in execution. Revision petition is dismissed.

(K.KANNAN)
JUDGE

16.09.2015
sanjeev