

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

Civil Revision No.6198 of 2015 (O&M)

Date of decision:19.09.2015

The State of Punjab

... Petitioner

versus

Shri Gurdev Singh

.... Respondent

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Amit Choudhary, Additional Advocate General,
Punjab.

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)

CM No.19633-CII of 2015

Application is allowed, as prayed for.

Civil Revision No.6198 of 2015

1. An untenable petition filed by a judgment debtor under Order 21 Rule 58 CPC is dismissed. Order 21 Rule 58 CPC can be invoked only by a third party to lodge a claim in relation to a property which is wrongly attached or an enforcement brought on a property which was required to be adjudged as belonging to the third party-applicant. Any dispute relating to execution between parties to suit shall be brought only through a petition under Section

47. If there is any dispute with reference to the amount which is claimed in the execution petition, I clarify that the amount shall be properly adjudged as seen through the calculation before court orders and further process in execution shall be carried through.

2. Revision petition is dismissed but with the above observations.

(K.KANNAN)
JUDGE

19.09.2015
sanjeev