

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

**CR-6532-2015
Date of decision-05.10.2015.**

RAJIV AND ORS

.....Petitioner

VS

SUNIL KUMAR

...Respondent

CORAM:- HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:- Mr. Balkar Singh, Advocate
for the appellants.

RAJ MOHAN SINGH, J. (Oral)

The order impugned herein is passed by the Executing Court, dismissing the objections filed by the defendant/judgment debtor No.3. Judgment debtor No.3 claims right qua property ABCD on the basis of Release Deed dated 28.01.2003. The lower appellate Court while dealing two appeals on regular side filed by the plaintiff held that portion ABCD is under the ownership of the plaintiff by virtue of sale deed dated 07.06.2002 and therefore, plaintiff is entitled to possession of this portion since he has been dispossessed from the same. Respondents/judgment debtors were directed to handover the vacant possession of this portion to the plaintiff within a period of two months from 01.05.2014. The present revision petition has been filed by all the judgment debtors. Learned counsel states that the impugned order has been passed on the objections filed by judgment debtor No.3. So far as objections filed by judgment debtor No.1 and 2 are concerned, they are still pending before the executing Court.

No prayer has been made in the revision petition with regard to any direction to the executing Court for early disposal of pending objections

at the instance of judgment debtors No.1 and 2. So far as impugned order rejecting the objections of judgment debtor No.3 is concerned, the same is not found to be suffering from any jurisdictional error.

This revision petition is dismissed, however, liberty is granted to the petitioner No.1 and 2 i.e. judgment debtor No.1 and 2 to pursue their pending objections in accordance with law.

Disposed of.

October 05, 2015

SwarnjitS

(RAJ MOHAN SINGH)
JUDGE