

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

Civil Revision No.7201 of 2015

Date of decision: 30.10.2015

Sandeep Gupta

.....Petitioner

Versus

Gaurav Goyal and others

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Amit Mehta, Advocate,
for the petitioner.

Ritu Bahri, J.

Objector-petitioner has come up in revision against the order dated 28.09.2015 passed by the Additional Civil Judge (Senior Division), Phillaur-executing Court, whereby his application for releasing the land measuring 2 Marlas 6 Sarsahis from the execution proceedings has been dismissed.

Suit filed by Ranjit Singh-plaintiff (decree holder) was decreed vide judgment and decree dated 27.05.2014 for recovery of Rs.6,50,000/- along with interest. During the pendency of execution petition, warrants of attachment were executed. JD No.1-Gaurav Goyal had executed an agreement to sell dated 24.06.2008 with the petitioner qua the land in dispute, regarding which a suit for specific performance is pending between the petitioner and JD No.1-respondent No.1. However, pursuant to the judgment and decree dated 27.05.2014, land in dispute, which is still in the name of respondent No.1, has been attached.

Goyal, it has been validly attached by the executing Court, as the dispute with regard to specific performance (between the petitioner and respondent No.1) shall not stand in the way of execution of the decree dated 27.05.2014. In view of the above, the application filed by the objector-petitioner has been rightly dismissed by the executing Court and no ground is made out to interfere in the impugned order.

Resultantly, the present petition is dismissed.

30.10.2015
ajp

(RITU BAHRI)
JUDGE