

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

**Date of decision:13.7.2016**

1.

**CR No.4053 of 2016(O&M)**

Jagdev Singh through LR's Rashpal Kaur and others ....Petitioner

**VERSUS**

Piara Singh and another .....Respondents

Present: Mr. Amaninder Preet, Advocate for the petitioner.

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2.

**CR No.4140 of 2016(O&M)**

Jagdev Singh through LR Jaswinder Kaur ....Petitioner

**VERSUS**

Rashpal Kaur and others .....Respondents

Present: Mr. Sunny Singla, Advocate for the petitioner.

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**CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL**

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**REKHA MITTAL, J. (Oral)**

Mr. Rajender Kumar, Advocate and Mr. Sunny Singla, Advocate, have put in appearance on behalf of respondent No.1 and respondent No.2, respectively, in CR No.4053 of 2016.

Mr. Amaninder Preet Singh, Advocate, has put in appearance for respondents No.1 to 3 in CR No.4140 of 2016.

This order shall dispose of CR No.4053 and 4140 of 2016 as these have emerged out of the same orders dated 17.05.2016 and

21.05.2016 passed by the executing Court. For the sake of convenience, facts are taken from CR No.4140 of 2016.

Counsel for the parties agree that as judgment debtor - Piara Singh has nothing to say as to which petitioner(s) out of two sets should be allowed to prosecute the execution proceedings, service of Piara Singh may be dispensed with. Ordered accordingly.

Counsel for the parties have arrived at a consensus that the impugned orders dated 17.05.2016 and 21.05.2016 passed by the executing Court may be set aside and the matter may be remitted to the said Court for decision of the applications (Annexure P-4 and P-5) filed by the petitioners on merits.

The petitions are disposed of accordingly.

**JULY 13, 2016**  
'D. Gulati'

**(REKHA MITTAL)**  
**JUDGE**