

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CR No.8550 of 2016
Date of decision:19.12.2016

Sher Singh

... Petitioner

Vs.

Bhim Singh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Ajay Pal Singh, Advocate
for the petitioner.

AMIT RAWAL J. (Oral)

The petitioner-decree holder is aggrieved of the impugned order dated 08.11.2016, whereby, the objections filed under Section 47 of the Code of Civil Procedure at the instance of the respondent/judgment debtors/defendants, have been partly allowed.

As per the calculations as indicated in the decree sheet by also adding fees of counsel to the tune of ₹22,000/-, the objections at the instance of the judgment debtors in part have been allowed, in essence, qua interest, have been declined. However, regarding counsel fees, an objection has been raised on the premise that decree sheet did not envisage any costs in terms of money, much less counsel fees. Thus, the order under challenge cannot be construed taking away the right of the petitioner in respect of the costs of suit indicated in the decree sheet dated 14.08.2015, in case the

aforesaid amount is not calculated. Otherwise, the impugned order is perfectly legal and justified.

With the aforementioned modification, the revision petition stands disposed of.

(AMIT RAWAL)
JUDGE

December 19, 2016
savita

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No