

CM No.11651-CII of 2016 in
R.A.No.146-CII of 2016 in
C.R.No.3324 of 2016

Dr.S.S.Zombade Versus Jagdeep Singh Virk

Present: Mr.Puneet Jindal, Senior Advocate with
 Mr.Yogesh Chaudhary, Advocate,
 for the applicant-petitioner.

Petitioner-applicant has sought the review of the order dated 16.5.2016, whereby the revision petition, aforementioned, was dismissed.

On going through the grounds of the review application and as well as the submissions made by Mr.Puneet Jindal, learned Senior Counsel assisted by Mr.Yogesh Chaudhary, Advocate, no error apparent on the record had been pointed out except an attempt has been made for re-hearing of the matter, which is not permissible.

Mr.Jindal has pointed out that the possession of the property was never handed over to the Company so that the petitioner could run the same and in this regard, an application was also made by the other side for disconnection of electricity connection. It was pointed out that damages were also claimed before the Executing Court, however, when confronted that the Executing Court can entertain claim for damages

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as the petitioner had also sought the execution of the award. Had the award not contained the element of damages, the petitioner would have filed the objection thereto. Such plea is also not sustainable.

For the foregoing reasons, I do not find any error apparent on the face of record, enabling this Court to review the order sought to be reviewed.

Review application stands dismissed.

June 01, 2016
ramesh

(AMIT RAWAL)
JUDGE