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

**Civil Revision No.2113 of 2016
Date of Decision: 16.08.2017**

BHOLA SINGH

.....Petitioner

Vs

LEELA RAM

....Respondent

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

Present: Mr. Sherry K. Singla, Advocate
for the petitioner.

Mr. Rajan Bansal, Advocate
for the respondent.

RAJ MOHAN SINGH, J. (Oral)

[1]. Petitioner has assailed the order dated 18.02.2016 passed by Addl. Civil Judge (Sr. Divn.) Talwandi Sabo vide which application of the petitioner for dismissal of the execution petition as per compromise dated 22.03.2014 was dismissed.

[2]. The compromise was allegedly executed between the parties outside the Court and an amount of Rs.2.5 lacs i.e. double of the earnest money was allegedly paid by the judgment-debtor and it was agreed that the decree-holder would withdraw the execution. The decree-holder has denied the said

compromise. He has also denied his signature on the said compromise/receipt, rather claimed that the compromise and receipt are forged and fabricated.

[3]. On one hand judgment-debtor has examined himself as AW-1 and one Jagdeep Singh as AW-2 in support of his case. The decree-holder has examined himself as DH-1 and one Anil Kumar Gupta, Handwriting and Finger Prints Expert as DH-2. The expert has opined that the signatures appearing on the alleged compromise are not that of the decree-holder. The executing Court has doubted the genuineness of the compromise in view of the fact that though the same was allegedly recorded during pendency of the execution, but still the same was not executed before the Court.

[4]. In view of attending circumstances, I find no reason to differ with the observations made by the trial Court. This revision petition is accordingly dismissed.

August 16, 2017

Atik

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No