

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.451 of 2017
Date of decision: 23.01.2017

Saroj @ Rani and others

... Petitioners

Vs.

Vijender @ Lilu and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. R.K. Saini, Advocate
for the petitioners.

RAMESHWAR SINGH MALIK, J. (ORAL)

Feeling aggrieved against the long pendency of the execution application dated 30.09.2010 (Annexure P-2), petitioners-claimants have approached this Court for a direction to learned executing Court to decide their execution application at an early date.

Heard learned counsel for the petitioners.

In view of the nature of limited relief being claimed by the petitioners, it was not deemed necessary to issue notice to the respondents. In fact, early disposal of every kind of litigation is need of the hour. Learned counsel for the petitioners has rightly submitted that even the judgment dated 30.05.2012 (Annexure P-3) passed by this Court has also attained finality between the parties. Petitioners accordingly amended their execution application. The judgment passed by this Court was also rightly noticed by learned Motor Accident Claims Tribunal, Hisar in its order dated 01.11.2014

(Annexure P-5). However, the fact remains that the petitioners are unable to enjoy the fruits of litigation despite the fact that the litigation has already been decided and attained finality in their favour. He further submits that petitioners will be satisfied, in case learned Motor Accident Claims Tribunal, Hisar is directed to ensure early disposal of the pending execution application of the petitioners.

Having heard learned counsel for the petitioners and going through the record of the case, however, without making any comments on the merit, this Court is of the considered opinion that petitioners are entitled for the limited relief, they are claiming by way of instant revision petition.

Considering the peculiar facts and circumstances of the case noticed hereinabove, learned Motor Accident Claims Tribunal, Hisar is directed to look into the matter and ensure that the execution application filed by the petitioners is decided at an early date. Let the learned Tribunal, Hisar make an endeavour to dispose of the execution application as expeditiously as possible and preferably within a period of six months from the date of receipt of certified copy of this order.

With the abovesaid observations made and directions issued, present revision petition stands disposed of, however, with no order as to costs.

[RAMESHWAR SINGH MALIK]
JUDGE

23.01.2017
vishnu

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No