

Civil Revision No.5420 of 2016 (O&M)

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

Sr. No.103

**Civil Revision No.5420 of 2016 (O&M)
DECIDED ON: February 09, 2017**

DARSHANA DEVI AND OTHERS

..PETITIONERS

VERSUS

DEVA RAGAR AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Madhu Ranjan, Advocate,
for the petitioners.

JASPAL SINGH, J.

CM No.219-CII of 2017

Application is allowed as prayed for.

Copies of zimni orders (Annexures P-25 to P-33) are taken on record subject to all just exceptions and be tagged at appropriate place. The filing of certified copies thereof also stands exempted.

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By virtue of the instant revision petition preferred under Article 227 of the Constitution of India, petitioners have sought the direction to the executing court, Mewat to decide the execution petition No.382/2015 titled

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as “Darshna Devi and ors. vs. Deva Ragar and ors.” (Annexure P-10) to dispose of the same expeditiously or to issue any other order or direction as it deems fit.

2. No doubt, execution petition No.382/2015 referred to above, is pending disposal in the executing court/Additional District Judge, Mewat, but a close scrutiny of the interim orders, which have been placed on record by the petitioners reveals that they are not diligent in pursuing the matter. On August 06, 2015, an execution petition was received by way of transfer by the court of Additional District Judge, Mewat. Since, the parties were not present, notice was ordered to be issued to the learned counsel for the parties for August 31, 2015. As the notice was not received back served or otherwise on that day a fresh notice was ordered to be issued for October 17, 2015. But in the meantime, execution petition was transferred to some other court. Accordingly, a fresh notice was ordered to be issued to the parties for December 19, 2015. But, thereafter execution application was adjourned for one reason or the other and it was only on March 19, 2016, Mr. Mohammad Imran Khan, appeared on behalf of the decree-holder. However, the notice to the Judgment-debtor was again issued for May 21, 2016 and on May 21, 2016 it was ordered that the case was adjourned for August 11, 2016 on filing of process fee etc. within a week. Since, the process fee and RCs and copies were not filed, the matter was adjourned to November 02, 2016. Thus, it appears that the decree-holder is also not much serious in pursuing the matter due to which, the matter is lingering on. Otherwise also, a number of directions have also been issued on administrative side by this court to take up such matters on priority basis so

that the parties may not unnecessarily suffer. There is nothing on record to suggest for the issuance of any particular direction in the instant execution petition. Thus, finding no merit instant petition, it stands dismissed.

February 09, 2017
Ankur

(JASPAL SINGH)
JUDGE

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