

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR No.5892 of 2017

Date of Decision: 01.09.2017

Smt. Raj Kumari and another

... Petitioners

Versus

Suresh Chand Sharma

... Respondent

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Arun Sharma, Advocate,
for the petitioners.

RAJIV NARAIN RAINA, J.(Oral)

1. Though the objections to the execution proceedings have not been placed on record, which are said to have been filed before the Civil Judge (Junior Division) in execution of the eviction order, but one can foresee that there was nothing in it which could have turned the tide in tenants' favour after this Court had dismissed his revision petition in case Civil Revision No.7997 of 2016 decided on May 22, 2017 against the eviction order in appeal before the Appellate Authority, Gurugram affirming the ejection from the tenancy.

2. No ground for interference is made out against the impugned order dated July 07, 2017 dismissing the Execution Application No.508 of 2006 in limine which order forecloses the case, and the petitioner cannot be allowed to play a second innings and be permitted to go behind the orders of this Court declining the petition against the order of eviction from the demised residential premises bearing House No.954 Sector 34, Housing

Board Colony, Gurugram.

3. In issuing warrants of possession for August 01, 2017 The learned Executing Court has not committed any legal or factual error and has acted in accordance with law in deference to the orders of this Court and, therefore, no interference is called for in this petition which is ordered to stand dismissed.

4. Execution proceedings would continue in due course of law.

01.09.2017
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(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned Yes

Whether reportable No