

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

115

CR No.7202 of 2016
Date of decision: 16.11.2017

Vijay Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. J.S. Cooner, Advocate
for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Petitioner is in revision petition against the order dismissing the execution petition.

Petitioner had filed a suit which was partly decreed and the Court passed the following order:-

“In view of my findings on above said issues, especially on issues no.1 suit of the plaintiff partly succeeds and is hereby partly decreed to the effect that plaintiff will move his claim before the defendants within two months from today and defendants will consider the case of the plaintiff for the regular minimum pay scale upon fulfilling the condition of law laid down by the Hon'ble High Court. Decree sheet be prepared and file be consigned to the record room after due compliance.”

Petitioner filed an execution petition on the ground that claim of the petitioner has not been considered by the defendants. During the pendency of the execution petition, defendants passed an order which copy whereof is Annexure P-9.

Grievance of the petitioner is that the order has not been passed in accordance with the direction issued. In the considered opinion of this Court, such issue cannot be examined in the execution petition. Petitioner if aggrieved of the order passed by the authority, is to challenge the aforesaid order before a competent Court.

In view of the above, there is no scope for interference in the order passed by the Court.

Revision petition is dismissed.

16.11.2017
Dinesh Bansal

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No