

117.

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

Civil Revision No.204 of 2018
Date of decision:16.01.2018

SAROJ AND ANR

... Petitioners

versus

OM PARKASH AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. J.P. Sharma, Advocate,
for the petitioners.

HARI PAL VERMA, J.(Oral)

The petitioners have filed the present revision petition for setting aside the order dated 08.01.2016 passed by learned Civil Judge (Junior Division), Mohindergarh whereby the objections filed by the petitioners in the executing proceedings were rejected.

Briefly stated, respondent-Om Parkash had filed a civil suit for partition. However, the said suit was dismissed on 05.03.2005. The dismissal of the suit was further challenged by way of appeal before the Lower Appellate Court and vide judgment and decree dated 19.09.2005, the same was accepted and the parties were declared to be joint owners in equal shares and in possession of the suit property. Thereafter, the respondent filed an execution application for the execution of the judgment and decree dated 19.09.2005. It is in the said execution proceedings, the petitioners-judgment debtors filed objections. Learned Civil Judge dismissed the objections on 08.01.2016. The rejection of the objections by the Civil Court

impugned judgment dated 08.12.2017, learned District Judge, Narnaul dismissed the appeal.

It is in the aforesaid circumstances i.e. against the rejection of objections, the petitioners have approached this Court.

I have heard learned counsel for the petitioner.

Perusing the record and considering the fact that the Executing Court cannot go beyond the decree, this Court does not find any merit in the present revision petition and the same is accordingly dismissed.

(HARI PAL VERMA)
JUDGE

16.01.2018
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.