

**106-a IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR No.2597 of 2017 (O&M)

Date of decision : May 08, 2018

Kamla Devi

Petitioner

Versus

Chand Kaur (since deceased) through her LRs and others Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Kartik Gupta, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

CM-7966-CII-2017

Application is allowed as prayed for.

Main Case

Impugned in the present revision petition is the order dated 15.03.2017 (Annexure P-18) passed by the Executing Court of learned Addl. Civil Judge (Sr. Divn.), Pataudi, vide which an application filed by the objector to allow him to remove the cash, machinery, record etc. was allowed to the extent that the J.D. was granted necessary permission to take out the tanks and fuels stored in the tanks of J.D. installed over the suit premises. However, the J.D. is to give notice to the DH and start the removal work as per convenience of DH in her presence. The J.D. was granted 30 days period as prayed for, to evacuate the products from the underground tanks and also to remove the underground tanks as well as other equipments of the J.D., as detailed in its application. This order was passed while noticing that the warrants of possession had already been executed. The warrants of possession on file show that at the time of delivery of possession, the inventory was prepared noticing the articles available at the spot.

In this case, the decree was passed against Hindustan Petroleum Corporation Ltd. The inventory articles found there can be claimed by the J.D. from the Court and the tanks etc. can be removed in terms of the order of the Executing Court. There is no illegality or infirmity in the impugned order.

As such the present revision petition is dismissed.

(KULDIP SINGH)
JUDGE

May 08, 2018

sarita

Whether speaking / reasoned Yes

Whether Reportable: No