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

Civil Revision No.2564 of 2018

Date of Decision: 10.10.2018

Jasvir Singh deceased through his LRs

..... Petitioner

Versus

Ajaib Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Bhinder, Advocate,
for the petitioner.

SUDIP AHLUWALIA J. (ORAL)

1. The petitioner in this case happens to be the Legal Representative of Jasvir Singh son of Nand Singh against whom a decree for recovery of ₹33,11,220/- was passed by the Court of Civil Judge (Senior Division), Sangrur, after which the Decree Holders/Respondents filed their execution application being Execution No.35 of 2016.

2. The petitioner in his capacity as Legal Representative of the judgment debtor was one of the objectors in the said execution case.

3. The objections were dismissed vide the impugned order.

4. The first contention raised on behalf of the petitioner is that he did not inherit any property from his deceased father Jasvir Singh, and, secondly that the loan amount allegedly passed on by the respondents/decreed holders to the petitioner's father was not actually used for welfare of his family members.

5. Ld. Counsel for the petitioner fairly submits that his client was actually substituted as a defendant during pendency of the suit. If that be so,

this Court finds no impropriety or irregularity in the observation of Ld. Executing Court to the effect that the submissions now sought to be raised in objecting to the decree ought to have been raised only at the stage of trial since undisputedly, an Executing Court “cannot go behind the decree”.

6. For this reason, this Court finds no merit in the present revision petition which is accordingly dismissed.

10.10.2018

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No