

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

CR No.2939 of 2017
Date of decision : 17.05.2018

M/s Monika India

...Petitioner

Versus

Indian Overseas Bank and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rajesh Garg, Sr. Advocate with
Mr. Sundeep Kumar, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Decree Holder is in the revision petition against the order dated
24.05.2010 passed by the learned Executing Court.

It is not in dispute that the decree was passed in favour of the
petitioner, operative part whereof is extracted as under:-

*“It is ordered that the suit of the plaintiff is decreed
partly with costs to the effect that the defendants are
directed to pay interest on the amount of Special FDRs at
the rate at which the plaintiff was paid quarterly upto
31.12.90 till the amount of special FDRs was
withdrawn/paid and the remaining claim of the plaintiff is
dismissed.”*

The petitioner-Decree Holder now claims that he is entitled to
the compound interest on the overdue amount of interest. The decree passed
by the Court is clear and specific. The Executing Court cannot go behind the

decree. This is what has been observed by the trial Court. Hence, no ground for interference is made out.

Revision petition is dismissed.

17.05.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No