

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 101

CR-6130-2016

Date of decision : 24.01.2019

Kaplesh Sharma

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. S. S. Khaira, Advocate, for the petitioner.
 Ms. Rukhsaar Dhindsa, Asstt. A.G., Punjab.

DEEPAK SIBAL, J. (ORAL)

The present petition is directed against the order dated 20.07.2016, passed by the Civil Judge (Senior Division), Gurdaspur (for short, the Executing Court), through which the petitioner's execution application had been dismissed.

A perusal of the impugned order reveals that on 06.09.2010 the petitioner/decreed holder had stated before the Executing Court that he has received all service benefits except GP Fund amounting to ₹6,000/-. However, when details of arrears were submitted by the petitioner/decreed holder such amount was not reflected therein leading to the dismissal of his execution application.

Learned counsel for the petitioner insists that the aforesaid amount is still due from the respondents.

That being so, the present petition is disposed of with a direction to the respondents-State to check their own accounts and if after doing so it is found that the aforesaid amount of ₹6,000/- is pending towards the petitioner, the same shall be disbursed to him by way of a demand draft in his name. The needful be done within three weeks from the date of receipt of a certified copy of this order.

24.01.2019
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No