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

**Civil Revision No.8153 of 2018 (O&M)
Date of Decision: 09.07.2019**

Sunil Garg

.....Petitioner

Vs

Haryana State Agricultural Marketing Board

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Jagdish Manchanda, Advocate
for the petitioner.

Mr. S.K. Mahajan, Advocate
for the respondent.

RAJ MOHAN SINGH, J. (Oral)

[1]. This revision petition has been preferred against the orders dated 22.05.2018 and 21.09.2018 passed by the Addl. District Judge, Sonapat vide which the application under Order 21 Rule 37 CPC was allowed and conditional warrants of arrest were issued against the petitioner.

[2]. Execution of conditional warrants was stayed by this Court at the time of issuance of notice of motion on 30.11.2018 subject to deposit of Rs.8 lakhs before the Executing Court. Petitioner could not comply with the aforesaid order owing to his financial condition. However, he arranged an amount of Rs.2 lakhs and paid the same to the respondent-Board through cheque No.757231 dated 06.03.2019.

[3]. On 06.03.2019, the case was adjourned for 08.07.2019 i.e. for today for further consideration. Today, a cheque bearing No.189748 in a sum of Rs.6 lakhs has been handed over to learned counsel for the respondent. A photocopy of the same is taken on record.

[4]. The total liability of the petitioner is Rs.32,46,983/- as on date. Interest is also payable on the aforesaid amount. The amount may go further in case the liability is not discharged in time. For remaining amount, learned counsel for the petitioner seeks framing of equitable payment schedule in the form of installments.

[5]. Keeping in view the controversy on record, I deem it appropriate to fix four equitable installments for the remaining amount with interest till date. The first installment shall start from 2nd of September 2019. Schedule for payment of remaining three installments shall be fixed by the executing Court. In case of any default in making good the payment on the scheduled date, the executing Court shall execute the decree forthwith by resorting to the provisions of Order 21 Rule 37 CPC.

[6]. In view of aforesaid directions, this revision petition is disposed of.

July 09, 2019

Atik

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No

(RAJ MOHAN SINGH)
JUDGE