

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

**CR No.686 of 2019 (O&M)
Date of Decision:31.01.2019**

Ranjit Singh

...Petitioner

Versus

Bhupinder Singh

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Lalit Pathak, Advocate for the petitioner.

ANIL KSHETARPAL, J.

The judgment debtor is in the revision petition against the order passed by the executing court, dismissing objections.

Learned counsel for the judgment debtor-petitioner submits that the judgment debtor had filed objections by claiming that this is only a residential house of the petitioner and, therefore exempted from attachment and sale in execution of money decree under Section 60 of the Code of Civil Procedure.

Learned executing court has observed, while dismissing the objection, that there is nothing on record to connect alleged house of the judgment debtor with the property attached vide report No.288 dated 28.3.2017. It has further been noticed that the site plan produced by the objector also does not show that the house in question, if any exist, is situated on the attached property.

Keeping in view the fact that the executing court has dismissed the objections on the ground that the judgment debtor-petitioner has failed to connect the house with the attached property, therefore, the revision petition

is disposed of with the observation that the judgment debtor would be at liberty to file fresh objections, if so advised, along with unimpeachable evidence to prove that the property attached is a residential house.

Disposed of, accordingly.

31.01.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No