

105
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-2916-2019 (O&M)
Date of decision : 6.5.2019

Sattar Petitioner

Versus

Khurshidan and another Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Ashish Gupta, Advocate for the petitioner.

KULDIP SINGH, J.

Heard.

Impugned in the present revision petition is the order dated 29.4.2019, (Annexure P-8), passed by learned Additional Civil Judge, (Sr. Division), Mewat vide which an application filed by 3rd party in the execution proceedings for demarcation of the suit property has been declined.

It comes out that 3rd party has also filed the objections. In the application, it is stated that demarcation was sought from the revenue authority who declined the same on the ground that civil suit is pending.

I am of the view that present petitioner is not party to the execution. He is a third party and claimed that he is in possession of the property. It is claimed that local commissioner was already appointed who reported that the present petitioner is in possession of the property. His property is different from the property in dispute regarding which decree was passed.

In the circumstances, present petition is disposed of with liberty to the petitioner to get the demarcation conducted through the revenue authority independent of the present execution.

Disposed of.

(KULDIP SINGH)
JUDGE

6.5.2019
preeti

Whether speaking / reasoned
Whether Reportable:

Yes
No