

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

ESA-40-2019(O&M)

Date of Decision: 10.07.2019

Anil Kumar Duggal

...Appellant

Versus

Dinesh Kumar Sood and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. Dinesh Nagar, Advocate
for the appellant.

RAMENDRA JAIN, J. (ORAL)

Through this appeal, judgment debtor-Anil Kumar Duggal has laid challenge to orders dated 11.09.2017 of Executing Court and 24.04.2019 of the Appellate Court whereby their objections have been rejected.

Heard.

As per learned counsel for the appellant, the appellant-judgment debtor, deposited some excess amount in compliance to order dated 24.04.2019 passed by the Appellate Court before the Executing Court which has illegally been withdrawn by the decree holder. The applicant has moved an application for recovery of the excess amount from the decree holder which is still pending.

In view of the above facts, this appeal is disposed of with direction to the Executing Court to decide application (Annexure A-5) of the appellant-judgment debtor and after recalculation, recover the excess amount, if any, already disbursed to the decree holder and reimburse the same to the appellant-judgment debtor, at the earliest.

Disposed of.

10th July, 2019

shabha

**[RAMENDRA JAIN]
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No