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

CR No.4511 of 2019

Date of Decision: 09.12.2019

Kirpal Singh

Petitioner

Versus

United India Assurance Company Ltd. and another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Priya Deep, Advocate for
Ms. Amandeep Kaur, Advocate
for the petitioner.

Mr. Sahej Mahajan, Advocate and
Mr. Ashwani Talwar, Advocate
for the respondents.

AVNEESH JHINGAN, J (Oral):

The present civil revision petition under Article 227 of the Constitution of India is filed being aggrieved of order dated 06.12.2018 passed by the Motor Accident Claims Tribunal, Mohali. The grievance raised by the petitioner is that execution application was filed beyond two years and without issuing statutory notice under Order XXI Rule 22(A) of the Code of Civil Procedure, 1908 [for brevity 'CPC'], the impugned order was passed.

Learned counsel for the respondents fairly submits that there was non compliance of Order XXI Rule 22(A) of CPC.

In view of above, the impugned order is set aside. The

matter is remitted back to the Executing Court. In order to avoid any further delay, learned counsel for the petitioner undertakes that petitioner would appear before the Executing Court on 19.12.2019 for further proceedings.

Disposed of.

**[AVNEESH JHINGAN]
JUDGE**

December 09, 2019

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |