

RSA-2133-2017 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA-2133-2017 (O&M)

Date of Decision: 11th April, 2019

Manager Punjab National Bank

...Petitioner

Versus

Sukh Chand & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sourav Verma, Advocate
for the appellant.

Mr. Chetan Bansal, Advocate
for the respondents.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Having heard the learned counsel for the parties, I do not find any ground for interfering in the present appeal especially in the light of the fact that the judgments and decree passed by the Courts below are based upon the proper appreciation of the facts and pleadings, relying upon the judgment of the Hon'ble Supreme Court in **Bank of India Vs K. Mohandas** 2009 (5) SCC 313.

What is primarily agitated by the counsel for the appellant is that the calculations which have been made by the appellant – bank is in consonance with the judgment of the Hon'ble Supreme Court and as per the regulations. The said aspect has to be gone into by the Executing Court and therefore, this Court do not find any ground to interfere in the judgments

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and decree passed by the Courts below.

The appeal, therefore, stands disposed of.

In the light of the above, CM-5177-C-2017 & CM-10172-C-2017 are disposed as infructuous.

11th April, 2019
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No