

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

**CR-6868-2019 (O&M)
Date of decision: 01.11.2019**

Balwinder Singh

...Petitioner

Versus

Ravinder Kumar Sood and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. H.S. Bhatia, Advocate, for the petitioner.

Ritu Bahri, J.

Challenge in this petition is to the order dated 04.05.2019 (Annexure P-1), whereby the executing Court has initiated proceedings under Order 21 Rule 101 CPC and framed issues in the execution proceedings.

The objectors are daughters of Balak Ram. They have raised objection that the property in dispute i.e. Booth No.9, Sector 27-D, Chandigarh was in the name of their father Balak Ram and defendant No.1 being grandson, could not sell the said property to the plaintiff-petitioner.

In order to decide this objection, the executing Court has rightly initiated proceedings under Order 21 Rule 101 CPC as question of title has to be decided first. In view of the said fact, the impugned order does not suffer from any illegality, much less perversity, warranting interference by this Court.

No merits. Dismissed.

01.11.2019
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No