

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

117

CR-6755-2019

Date of Decision : October 24, 2019

GURCHARAN SINGH DECEASED THROUGH HIS LRS

.....Petitioners

VERSUS

HARJIT KAUR

.....Respondent

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Rajinder Sharma, Advocate
for the petitioners.

NIRMALJIT KAUR, J. (Oral)

Learned counsel for the petitioner while praying for setting aside the impugned order dated 18.9.2019 dismissing the objection petition submitted that the execution was filed by one Kuldeep Kaur, who had no locus standi to file the same and that the decree is not executable because as per the report of the Bailiff, it was a three storey building whereas the decree mentioned only three rooms in the Haveli.

The objections on the face of it are innocuous. Admittedly, Harjit Kaur came forward and submitted that she had given the power of attorney to Kuldeep Kaur to file the said execution and the power of attorney too was placed on record although subsequently. In any case, the decree has been passed and had to be executed and complied with even if no execution is filed. Accordingly, the objection deserves to be rightly rejected.

The second argument too has no merit. Mentioning three storey building instead of three rooms in the Haveli has no way changed the suit property as the property was duly identified in view of the correct khasra numbers and the location. It is no ones case that the suit property was not the same. In any case, the extra construction, if any, on the suit property may have come subsequently.

Accordingly, no ground to interfere in the impugned order is made out. The revision petition is dismissed.

October 24, 2019
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(NIRMALJIT KAUR)
JUDGE

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