

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 18.02.2020****CR No.1186 of 2020**

Mangat Singh

...Petitioner

Vs.

Amarjit Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINAPresent: Mr. Amaninder Singh Sekhon, Advocate,
for the petitioner.**RAJIV NARAIN RAINA, J. (ORAL)**

Learned counsel for the petitioner is permitted to withdraw the instant petition with permission to present his calculation-sheet, and if presented, the Executing Court would re-visit and re-examine that part of the direction of the first Appellate Court as affirmed in RSA No.2053 of 2018 titled 'Amarjit Singh Vs. Mangat Singh' dismissing the appeal ex parte respondent-Mangat Singh (the present petitioner) on 06.11.2019. Needless to say, the petitioner would be heard in the fresh assessment/re-assessment. Till this exercise is not carried out fairly and properly to the satisfaction of both the parties in terms of the decree, the warrants of arrest which have been issued shall not be executed. When the exact sum is determined under the decree, JD can be called upon to pay the outstanding dues. Accordingly, the impugned order is kept in abeyance till the disposal of the limited proceedings to be carried out pursuant to this order in accordance with law. This order will, however, continue to operate for a period of a fortnight from fresh calculation for the petitioner to seek his remedies against the order to

be passed, if he still feels aggrieved by the determination, failing which the warrants of arrest shall stand restored.

With these observations, the petition stands dismissed as withdrawn.

18.02.2020
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned:

Yes

Whether Reportable:

Yes/No