

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

**CR No. 2542 of 2020(O&M)
Date of Decision: 25.11. 2020.**

Jatinder Singh

..... PETITIONER

Versus

State of Punjab and others

..... RESPONDENT (s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.Gourav Goel, Advocate
for the petitioner.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition is for a direction to the executing Court to decide the Execution Petition No. 392 of 2019 (Annexure P-3), filed by the petitioner.

It is submitted that the petitioner is about 72/73 years old and judgement and decrees dated 17.03.2017 and 21.11.2018 (Annexures P-1 and P-2) were passed in his favour. However, the execution proceedings are not being concluded. The petitioner had earlier filed CR No. 354 of 2020, seeking similar directions and the matter was disposed of on 17.01.2020 with the following observations:-

“By this petition, the petitioner seeks a direction to the learned executing court to take necessary steps to conclude the proceedings before it, as have been initiated by the petitioner pursuant to a decree issued in his favour on November 21, 2018.

Mr. Walia, learned counsel for the petitioner, submits that

even though the said decree is slightly more than 1 year old and execution proceedings were initiated in 2019 only, as a matter of fact the litigation goes back to the year 1990, with the petitioner being 72 years old, and that he has had to file suits time and again essentially on the same cause of action.

Without making any comment on the merit of the case, but since the petitioner is shown to be 72 years old and it has been averred at least that he has been litigating since 1990, this petition is disposed of with a direction to the executing court to conclude the proceedings as early as possible.”

It is a matter of record that due to outbreak of the pandemic COVID-19, there was a lockdown, which led to delay in the Court proceedings, as well. Apart from the fact that maintainability of the present petition for the same relief as sought by the petitioner in CR No. 354 of 2020, is moot, there is nothing on record to show that there has been any unnecessary delay in the matter. The petitioner’s earlier petition stands disposed of with necessary directions. Needless to say, directions issued on 07.01.2020 would be carried out by the learned executing Court. There is no necessity of issuing any further directions.

Keeping in view the above, present revision petition is dismissed.

November 25, 2020.

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**(LISA GILL)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No