

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

119

Civil Revision No.8256-2019(O&M)
Date of Order:06.01.2020

Sanjeev Vij

..
Petitioner

Versus

M/sSahil Steel and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Aalok Jagga, Advocate,
for the petitioner.

ANIL KSHETARPAL, J(Oral)

Judgment debtor-petitioner no.1 is in revision against the order dated 06.12.2019, passed by the Executing Court, issuing conditional warrants against Judgment debtor-petitioner no.1

Learned counsel for the petitioner contends that the Executing Court did not follow the procedure as prescribed under Section 51 read with Order 21 Rule 37 of the Code of Civil Procedure.

On reading of the order, it appears that the Judgment debtor-petitioner no.1 has failed to furnish list of properties as required under the Code of Civil Procedure.

Keeping in view the aforesaid facts, the present petition is disposed of by directing the Judgment debtor-petitioner no.1 to put in appearance before the Executing Court on the next date of hearing which is 20.01.2020 and furnish details of his income and list of properties. If such list is furnished, this court has no doubt that the learned Executing Court

would proceed in accordance with the provisions of Section 51 read with Order 21 Rule 37 CPC.

The Executing Court is also requested to keep in view the judgment passed by the Hon'ble Supreme Court in the case of **Jolly George Varghese and another vs. The Bank of Cochin, 1980 (2) SCC 360**, before passing any further order.

Disposed of accordingly.

January 06, 2020

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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No