

BALVIR KAUR

...Petitioner

Versus

BACHAN LAL

...Respondent

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Ravi Malhotra, Advocate
for the petitioner.

ARUN MONGA, J. (ORAL)

Revision petition herein is for quashing of order dated 18.10.2019 (Annexure P-4), whereby third party objections filed by the petitioner have been dismissed due to her non-appearance in Execution No.42 titled as 'Bachan Lal vs Bhajan Lal' dated 30.10.2015 passed by learned Additional Civil Judge (Sr. Division), Bholath, District Kapurthala.

2. Learned counsel for the petitioner submits that the proceedings in the execution were fixed for 18.10.2019 but the petitioner could not appear on the said date as she was suffering from dengue fever, and therefore, the objections filed by her were dismissed in default. Learned counsel further submits that against the said order of dismissal, she filed the review application dated 27.10.2019 (Annexure P-5) before the learned Executing Court and the reply to the said application has also been filed by the respondent. However, till date the aforesaid application is pending. Petitioner is fearful that adverse orders may be passed in execution proceedings without hearing her.

3. I have heard learned counsel for the petitioner.

4. The civil revision is disposed of with the expectation that the Court below shall dispose of the pending application dated 27.10.2019 (Annexure P-5) seeking to recall the impugned order dated 18.10.2019 (Annexure P-4) in accordance with law, as expeditiously as possible, without granting any unnecessary adjournments to dispose of the same.

5. Disposed of accordingly.

(ARUN MONGA)
JUDGE

14.12.2021

gurpreet

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No