

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

CR-1113-2021 (O&M)
DATE OF DECISION: 19.07.2021

Sukhdev Singh

.....Petitioner

versus

Daljit Kaur

.....Respondent

CORAM:- HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Vijay Lath, Advocate for the petitioner

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ALKA SARIN, J. (Oral):

Heard through video conferencing.

This is a revision petition under Article 227 of the Constitution of India for issuance of a direction to the Additional Civil Judge, Sr. Division, Rupnagar to adjudicate upon the application filed by the petitioner for refund of the excess amount of Rs.03,72,250/- paid by the petitioner to the auctioneer/Naib Tehsildar at the time of the auction of the attached property held on 24.10.2019.

Learned counsel for the petitioner would contend that the application for refund of amount was filed on 04.11.2019 and the same has been pending since then. Learned counsel would further contend that the wife of the petitioner is suffering from brain tumour and he requires the money to continue with his wife's treatment. It has further been stated that the matter was partly argued on the last date of hearing i.e. 15.07.2021 before the Additional Civil Judge, Sr. Division, Rupnagar and now the matter has been adjourned to 24.08.2021 for consideration. Learned

counsel further states that at this stage he would be satisfied if a direction is issued to the Additional Civil Judge, Sr. Division, Rupnagar to decide the application expeditiously.

In view of the fact that the matter is not being decided on merits, the issuance of notice to the respondent is dispensed with.

Without commenting on the merits of the case, the present petition is disposed off with a request to the Additional Civil Judge, Senior Division, Rupnagar to decide the application filed by the petitioner for refund of the excess amount of Rs.03,72,250/- (Annexure P-3) expeditiously, preferably within a period of two months from the date of receipt of certified copy of this order.

**(ALKA SARIN)
JUDGE**

19.07.2021
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<u>NOTE:</u> Whether speaking/non-speaking: Speaking Whether reportable: YES/NO
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