

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

**CR-1440-2021 (O&M)**

Date of decision: 03.08.2021

Harjit Singh

....Petitioner

Versus

Paramjit Kaur

..Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr.Deepak Goyal, Advocate for the petitioner

**ANIL KSHETARPAL, J (Oral)**

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

The judgment debtor assails the correctness of the orders passed by the Executing Court while dismissing his objections. It is not in dispute that the petitioner has been ordered to be evicted by the Rent Controller vide a judgment dated 17.05.2017. The order of eviction has been affirmed by the Appellate Authority on 04.09.2019 as well as the High Court on 08.11.2019. The petitioner now claims that the landlord had, in fact, mortgaged the tenanted premises in favour of the petitioner for Rs.10,000/-. It is an admitted fact that before the Rent Controller, the Appellate Authority and the High Court, the tenant did not defend the petition on the aforesaid ground. Still further, it has been noticed by the learned Executing Court that the landlord is prepared to return the amount of mortgage.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Hence, dismissed.

All the pending miscellaneous applications, if any, are also  
disposed of.

03.08.2021

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)  
JUDGE