

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

114

CR-2822-2021(O&M)

Date of decision: 17.11.2021.

JITENDER CHAUHAN

...Petitioner

Versus

M/S FRATELLI COSULICH

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Ajiteshwar Singh, 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.

Through this revision petition, filed under Article 227 of the Constitution of India, the petitioner prays for setting aside the orders dated 11.08.2021, 31.08.2021 and 18.10.2021. The petitioner is a judgment debtor in a money decree passed on 21.03.2017. The first appeal against the money decree has already been dismissed. The petitioner in order to satisfy the decree tendered the decretal amount by the way of demand draft drawn in favour of the decreer holder. However, since, its validity period had lapsed consequently, the petitioner (judgment debtor) was directed to get it revalidated. At one stage, the decree holder had pointed out that he does not have a bank account in India. The Court has directed the judgment debtor to comply with the decree in accordance with Order XXI Rule 1 CPC. The judgment debtor insists that he should be permitted to tender the revalidated demand draft. An application to that effect has already been filed by the judgment debtor. The aforesaid application is still pending.

Keeping in view the aforesaid facts, no ground to exercise the jurisdiction under Article 227 of the Constitution of India, at this stage, is made out.

Dismissed.

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

November 17, 2021
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No