

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

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**CR-7955 of 2018(O&M)
Date of decision: 26.07.2022**

Tej Kaur and others

..Petitioners

Versus

Krishan Kashyap and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Tejinderbir Singh, Advocate,
for the petitioners.
Mr. Dhruv Khanna, Advocate,
for respondent no.1.

ANIL KSHETARPAL, J(Oral)

There is a decree for final partition of the property. As per the final decree, Sh. Krishan Kashyap was held entitled to 18 shares out of 32 shares in land comprised in Rect. No.56, Khasra No.10. The grievance of the petitioners is that the bailiff has delivered possession in execution of the partition decree by delivering possession from Rect. No.55, Khara No.6/2.

The learned counsel representing respondent No.1 disputes this fact.

From the reading of the impugned order, it is evident that the court has not given any firm finding as to whether the possession has been delivered out of the land comprised in Rect. No.56, Khasra No.10 or Rect. No.55, Khasra No.6.

Keeping in view the aforesaid facts, the revision petition is disposed of while granting liberty to the petitioners to bring this fact to the notice of the Executing Court. If an application to this effect is filed, the Executing Court shall proceed to decide the same, in accordance with law.

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

July 26th, 2022

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(ANIL KSHETARPAL)
JUDGE

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