

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

CR-807-2022 (O&M)

Date of decision: 30.08.2022

Vinay Setia

....Petitioner

Versus

Jathedar Jagdev Singh Educational and Welfare Society

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sandeep Suri,
 Ms. Geetika Kapur,
 Mr. Vijesh, Advocates for the petitioner

Mr. C.M.Munjal, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

In execution of a decree for possession, warrants of possession were issued. The court official reported that the property is lying locked. On an application, filed by the decree-holder, for breaking open the locks of the property and for delivery of possession, the court recorded the statement of the decree-holder. However, the court deferred the cross-examination of the decree-holder as well as the Bailiff at the request of the learned counsel representing the judgment debtor. In an execution petition, the court records the statements of the Bailiff and the decree-holder only to verify the correctness of the report of the Bailiff. At this stage, the learned counsel representing the judgment debtor has no role to play unless there are some reasons or circumstances.

In view thereof, the orders dated 02.02.2022 and 09.02.2022
are set aside. The Executing Court is requested to dispose of with the

execution petition as expeditiously as possible.

Disposed of.

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

30.08.2022

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE