

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

CR No.1880 of 2022 (O&M)

Date of Decision: 12.05.2022

Megh Raj

.....Revisionist-petitioner.

Versus

Parveen Kumari

.....Respondent.

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Present:- Ms. Meenu, Advocate
 for the revisionist-petitioner.

MEENAKSHI I. MEHTA, J.(Oral)

CM No.5870-CII of 2022

This application has been moved on behalf of the applicant-petitioner with a prayer to exclude the period from 11.11.2021 to 28.02.2022 for the purpose of computation of the prescribed period of limitation.

Heard.

Keeping in view the reasons as mentioned in the present application, the same is allowed as prayed for.

CR No.1880 of 2022

Feeling aggrieved by the order dated 10.11.2021 (Annexure P-12) passed by learned Additional Civil Judge (Senior Division), Moga (for short, 'the Executing Court') whereby the objections preferred by the

respondent-defendant-Judgment-Debtor have been accepted, the petitioner-plaintiff-Decree-Holder has preferred the instant revision petition.

Bereft of unnecessary details, the facts culminating in filing of this revision petition, are that the petitioner-DH filed a Civil Suit against the respondent-JD for seeking the decree for possession of the suit property by way of the specific performance of the agreement to sell the suit land and the same was finally decreed. The petitioner-DH filed the execution application and on 11.07.2018, the sale-deed in respect of the said property was got executed in his favour through the Local Commissioner as appointed for this purpose. However, the respondent-JD filed the objection-petition while averring that the said sale-deed had not been scribed as per the proposed/draft sale-deed and rather, it had been got amended by the petitioner-DH at the time of its execution and registration without seeking any permission from the Court. The said objection-petition has been allowed by the Executing Court vide the impugned order while directing the petitioner-DH to apply for the rectification of the afore-said sale-deed.

I have heard learned counsel for the petitioner-DH in the present petition and have also perused the file thoroughly.

Concededly, the sale-deed, as finally executed and registered in compliance of the judgment and decree passed in favour of the petitioner-DH, contains amendment to the extent that some Khasra Numbers have been mentioned in the same whereas these particulars did not find mention in the proposed/draft sale-deed. In these circumstances, it is explicit that the said sale-deed requires the rectification accordingly.

As a sequel to the fore-going discussion, it follows that the impugned order does not suffer from any illegality, infirmity, irregularity or perversity so as to warrant any interference by this Court.

Resultantly, the revision petition in hand, being *sans* any merit, stands dismissed.

May 12, 2022
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*