

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

Sr. No.110

CR-1557-2021 (O&M)
Date of decision : 17.01.2022

Balwant Singh

..... Petitioner

VERSUS

Manohar Lal

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. P. K.S. Phoolka, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner is the judgment debtor. An ex parte money decree dated 02.06.2010 was passed against him. Application under Order 09 Rule 13 CPC for setting aside the ex parte decree has also been dismissed vide order dated 23.07.2015. Execution was consequently filed on 17.08.2017 in which objections were filed on behalf of the petitioner. The said objections have been dismissed vide order dated 05.07.2018. Appeal against the dismissal of the objections has been rejected vide order dated 16.03.2021 on the ground that the same was not maintainable.

The only argument raised on behalf of the petitioner is that entire land of the petitioner has been attached and the same is excessive. Decretal amount is only Rs.10,43,396/- alongwith interest and the same can be realized by sale of one or two kanals of land. Attachment of 56 kanals was thus, not justified.

A perusal of the impugned order shows that there was no evidence on record in support of the argument raised. The same is the situation here as well. The argument was thus rightly rejected by the executing Court.

The revision petition has no merit and is dismissed.

(SUDHIR MITTAL)
JUDGE

17.01.2022

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No