

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

CR-3914-2022 (O&M)

Date of decision: 16.09.2022

Bathinda Improvement Trust, Bathinda

....Petitioner

Versus

Sub Major Mohan Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Anu Chatrath, Sr. Advocate with
 Ms. Divya Sharma, Advocate for the petitioner

ANIL KSHETARPAL, J (Oral)

From the reading of the impugned order dated 10.12.2021, passed by the Civil Judge (Senior Division), Bathinda, it is evident that the court has not recorded any reason whatsoever while deciding the controversy. In the execution petition, the controversy that arose for adjudication was “As to whether the interest is payable, on the additional amount under Section 23(1)(A) of the Land Acquisition Act, 1894 or not?” In the absence of reasons, this Court is unable to comprehend the grounds of the dismissal of the application.

Though this revision petition has come up for the preliminary hearing, however, in the facts of the case, it is considered appropriate to dispose of the revision petition while requesting the Executing Court to decide the said question while recording reasons. Since the order has been passed without the issuance of notice, therefore, the respondents, if aggrieved, may file an application for recall of the order.

The Civil Court is requested to pass a fresh order within one month, from the date of receipt of the certified copy of the order.

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

16.09.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE