

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

**CR No.4079 of 2022**

**Date of decision: 22.09.2022**

**Punjab State Co-operative Supply & Marketing  
Federation Limited (Markfed) and another**

**..... Petitioners**

**versus**

**Chandan Gupta and others**

**..... Respondents**

**CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

Present: Mr. A. S. Pannu, Advocate  
for the petitioners.

**TRIBHUVAN DAHIYA J. (ORAL)**

This petition has been filed under Article 227 of the Constitution of India for quashing the order dated 08.08.2022 passed by the Executing Court, whereby warrants of attachment of property of the petitioner-judgment debtor have been issued.

2. Learned counsel for the petitioner submits that in the absence of succession certificate of the deceased-plaintiff, the Executing Court was not authorised to proceed with execution of the decree.

3. Perusal of the decree sheet dated 21.12.2018 itself establishes that legal heirs of deceased Lakhpat Rai were already brought on record before the trial Court. The argument, therefore, has no merit, and has been raised in derogation of the facts on record.

4.           The order passed by the Executing Court does not suffer  
from any infirmity.
5.           Dismissed.

(TRIBHUVAN DAHIYA)  
JUDGE

22.09.2022

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