

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 317 of 2020

Date of Decision: 25.08.2022

Raj Kumar

... Petitioner(s)

Versus

Sardool Singh

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Kanwal Goyal, Advocate
for the petitioner(s).

Anil Kshetarpal, J.

1. The decree holder of a money decree assails the correctness of the order passed by the Executing Court while dismissing the execution petition on the ground that he has already received the entire outstanding amount vide receipt dated 02.10.2014. A copy of the receipt has been proved. In fact, the petitioner admits his signatures, however, claims that a blank signed paper, left with his previous counsel, has been misused. The Court, on appreciation of evidence, has found that the petitioner has failed to substantiate the same. Moreover, the judgment debtor, after having filed the regular second appeal, withdrew the same.

2. Though the learned counsel representing the petitioner has made sincere attempts, however, failed to persuade this Court to take a different view. While exercising the revisional jurisdiction, the scope of interference is limited. In the absence of any perversity or material

irregularity, the revisional Court is not expected to interfere. It has also

come on record that the petitioner is a Commission Agent, whereas, the respondent is an Agriculturist.

3. Keeping in view the aforesaid facts, no ground is made out to interfere. Hence, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

August 25, 2022
“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No