

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

CR-7538-2018

Date of Decision:-**18.07.2023**

GURCHARAN SINGH SINCE DECEASED THR LRS

... Petitioner(s)

Versus

SWARAN SINGH AND ORS

... Respondent(s)

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- None for the petitioner.

Mr. V.K. Sandhir, Advocate
for respondent No.1.

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KARAMJIT SINGH, J. (Oral)

1. Petitioner/decreed holder has filed the present revision petition against the order dated 5.2.2018 passed by the Court of Additional Civil Judge (Senior Division), Amritsar, whereby the execution application filed by the petitioner was dismissed in default under Order 9 Rule 2 CPC.
2. The counsel appearing on behalf of the respondent submits that in case the execution has been dismissed in default, the decree-holder should have approached the same Court with request to restore the execution application as per the provisions of Order 21 Rules 105 and 106 CPC.

3. In view of the above, the present petition is hereby disposed of with liberty to the petitioner to avail the efficacious remedy available under Order 21 Rule 106 CPC.

18.07.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No