

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.R. No.1502 of 2019 (O&M)

Date of Order:21.11.2023

Kishan Lal

.Petitioner

Versus

Shri Krishna Sudama Mandir Odd Biradri Trust
and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.K.Narwal, Advocate, for
Mr. K.K.Garg, Advocate
for the petitioner.

Mr. Yogesh Saini, Advocate
for respondent no.2-decree holder.

ANIL KSHETARPAL, J

The third party objection in an execution petition filed by the petitioner has been dismissed by the Executing Court which in appeal has been affirmed by the First Appellate Court.

The petitioner herein claims to be tenant of the judgment debtor. The petitioner has failed to prove that he was in possession of the property before the suit was filed by the decree holder. It has been found by both the courts below that the objection petition has been filed by the petitioner in connivance with the judgment debtor.

The learned counsel representing the respondent(decree holder) submits that the possession of the property in dispute has already been delivered to the decree holder.

The learned counsel representing the petitioner failed to draw the attention of the court to any perversity or manifest error in the orders

passed.

Keeping in view the aforesaid facts and discussion, no ground to interfere is made out.

Dismissed.

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

November 21, 2023
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:YES/NO
:YES/NO