

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

132

C.R.No.1475-2022(O&M)
Date of Order:15.12.2023

RAVI BHUPINDER MAHAJAN

.Petitioner

Versus

HARPREET KAUR SIDHU AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikas Bali, Advocate
for the petitioner.

Mr. Sanjeev Kumar Bawa, Advocate
for respondent no.3.

ANIL KSHETARPAL, J

1. Through this revision petition, the holder of a decree for specific performance of the agreement to sell assails the correctness of the order passed by the Executing Court on 11.03.2022. The Executing Court has directed that the rectification of sale deed can await till the decision of the objection petition, wherein the court has restrained the decree holder from alienating the property.

2. On 11.12.2018, the plaintiff's (petitioner) suit for grant of possession by way of specific performance of the agreement to sell was decreed. In execution, through the Court Commissioner, the sale deed was executed in favour of the decree holder. Subsequently, the petitioner filed an application for correction of typographical errors in the judgment and decree with respect to khasra numbers. The aforesaid application was allowed on 23.11.2020 and the necessary corrections were carried out in the plaint and the judgment and decree. Thereafter, the plaintiff filed an

application before the trial court for execution of a 'tatima sale deed' i.e. rectification deed which was kept pending in order to await the decision of objection petition filed by the respondent, who is brother of judgment debtor.

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

4. Dismissed.

5. However, the Executing Court after deciding the objection petition will proceed to get the 'tatima sale deed' executed in favour of the plaintiff.

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

December 15, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:YES/NO
:YES/NO