

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-18332-2023

Date of Decision : August 23, 2023

PAWAN KUMAR SHARMA

-Petitioner

V/S

STATE OF HARYANA AND OTHERS

-Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. Sanjeev Kumar Aarya, Advocate
for the petitioner.

Mr. Ankur Mittal, Addl. A.G., Haryana with
Mr. Saurabh Mago, DAG, Haryana.

SURESHWAR THAKUR, J.(ORAL)

1. The learned Additional Advocate General, Haryana, submits that the verdict of eviction, as became drawn by the competent authority concerned, has since acquired finality and conclusivity.

2. Therefore, the jurisdiction to enforce and execute the said binding and conclusive verdict of eviction, lies through an execution petition being preferred by the petitioner, before the executing court concerned. Necessarily, the jurisdiction to enforce the said verdict of eviction is not, at this stage, vested in this Court.

3. Consequently, if the apposite execution petition has not yet been filed, thereupon, it be forthwith instituted, before the executing court concerned, and/or, if it is subjudice, thereupon too, the executing court concerned is directed to completely enforce the said binding and conclusive verdict of eviction, through making an expeditious lawful speaking decision thereon, in accordance with law, but, after hearing all concerned.

4. Furthermore, in case, the verdict of eviction has been partly

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enforced and a part of the said verdict remains yet unenforced, thereupon too, the motion in respect of making complete and full enforcement of the verdict of eviction, be re-laid before the executing court concerned, and, on such an execution petition being filed, for the afore purpose, the latter shall, in accordance with law, make an expeditious lawful speaking decision thereon, but, after hearing all concerned.

5. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

August 23, 2023
devinder

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No