

129 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-5292-2023

DATE OF DECISION: 13.09.2023

MAL SINGH(NOW DECEASED) THROUGH LR GURNAM SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Buta Singh Bairagi, Advocate
for the petitioner.

Mr. S.S. Aulakh, AAG, Punjab.

HARKESH MANUJA J. (ORAL)

By way of present revision petition, challenge has been made to an order dated 17.08.2023 passed by the Executing Court whereby, the execution application filed at the instance of petitioner-landowner has been rejected for want of submission of calculation sheet within a period of 15 days as directed vide order dated 03.05.2018 passed by this Court in CR No.2881 of 2018 titled as *Mal Singh (now deceased) through LR vs. State of Punjab and another.*

2. I have heard learned counsel for the appellant and gone through the paper book. A perusal of the zimni orders passed by the Executing Court shows that the calculation sheet though submitted beyond the period of 15 days, now forms part of the record before the Executing Court in terms of order dated 20.08.2018.

3. In view of the above, rather than adopting a hypotechnical

approach, the matter in issue pertaining to release of amount of compensation in favour of landowner/petitioner against compulsory acquisition of his land, the period of 15 days as granted by this Court vide order dated 03.05.2018 passed in Civil Revision No.2881 of 2018 is made to be extended till 28.08.2018.

4. Resultantly, the order dated 03.05.2018 passed by the Executing Court is hereby set aside with a direction to consider the calculation submitted by the petitioner on 20.07.2018 as part of record and dispose of the execution application on merits.

5. Present petition stands disposed of in the aforesaid terms.

13.09.2023
manisha

(HARKESH MANUJA)
JUDGE

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