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

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**CM-7838-CII-2024 in/and
CR-1753-2023 (O & M)
Date of decision: 06.05.2024**

IMPROVEMENT TRUST BATHINDA THROUGH ATUL SHARMA

...Petitioner

Versus

GURBACHAN KAUR AND ANOTHER

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Nishant Maini, Advocate,
for the petitioner.

Mr. Naresh Jain, Advocate,
for respondent No.1.

Ms. Jasleen Kaur Sidhu, DAG, Punjab.

RAJBIR SEHRAWAT, J. (Oral)**CM-7838-CII-2024**

1. This is an application under Section 151 CPC moved by applicant-respondent No.1 for an early hearing of the revision petition, which is pending adjudication for 27.09.2024.

2. Notice in the application.

3. Mr. Nishant Maini, Advocate and Ms. Jasleen Kaur Sidhu, DAG, Punjab, accept notice on behalf of non-applicant/petitioner and respondent No.2, respectively. They submit that they have no objection, if

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the main revision is preponed to today itself for hearing.

4. In view of the grounds mentioned in the application and in view of 'No Objection' given by the counsel opposite, the present application is allowed and the revision petition is preponed to today itself and taken on the Board for hearing.

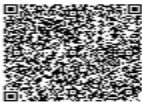
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1. The instant revision has been filed under Article 227 of the Constitution of India for setting aside the order dated 29.10.2022 passed by the Civil Judge (Jr. Divn.), Bathinda, whereby the Executing Court has disposed of the objections raised by the petitioner and the Executing Court has issued warrant to attach the property of the petitioner.

2. Learned counsel for respondent No.1 has submitted that by way of present revision petition, the petitioner has questioned only the calculations submitted by respondent No.1. Although respondent No.1 has filed the correct calculations, however, to remove any iota of doubt, respondent No.1 is not even averse to reconcile the calculations, if any, submitted by the petitioner, and thereafter, followed by a proper decision by the Executing Court. Accordingly, learned counsel for respondent No.1 has submitted that the impugned order can even be set aside and the Executing Court can be directed to consider the matter afresh.

3. Learned counsel for the petitioner has no objection to this course of action.

4. In view of the above, the impugned order dated 29.10.2022 is set aside. The Executing Court is directed to consider the matter afresh after



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considering and reconciling the calculations to be submitted by the respective parties.

- 5. Disposed of in the above terms.
- 6. Pending application, if any, shall stand disposed of accordingly.

06.05.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

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