



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

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**CR-601-2023 (O&M)
Date of decision : 28.01.2025**

Dal Chand (since deceased) through his LR Petitioner

versus

Gian Chand Chaurasia and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. J.S. Virk, Advocate
for the petitioner.

Mr. R.P. Singh Ahluwalia, Advocate
for respondent No.1.

PANKAJ JAIN, J. (Oral)

1. From the perusal of the agreement to sell dated 16.12.2004 (Annexure P-7) and the judgment and decree dated 01.03.2021 which has attained finality and is under execution and the draft sale deed, this Court is satisfied that there is no ambiguity in the decree which is based upon the agreement to sell and the sale deed.
2. Counsel for the petitioner submits that though main gate was mentioned, but way of easement was not mentioned in the agreement to sell and thus, the Executing Court has gone beyond decree. The argument is misconceived. Once main gate has been mentioned, property has been described by number, by which it is fully identifiable, the objections raised are without any basis.



3. Needless to say, main gate of the house without easement is of no use and such objections needs to be nipped in the bud. There is no infirmity found in the orders passed by the Executing Court. Consequently, the present revision petition is dismissed.

(PANKAJ JAIN)
JUDGE

28.01.2025
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No