



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

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CR-1509-2024 (O&M)
Date of Decision: 04.11.2025

Buta Singh

...Petitioner

V/s

Ram Kumar

...Respondent

CORAM : HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Lupil Gupta, Advocate, for the petitioner.

Mr. Rahul, Advocate, for the respondent.

VIKRAM AGGARWAL, J (ORAL)

One Ram Kumar instituted a suit for recovery of Rs.6,75,000/- against Boota Singh. The said suit was decreed vide judgment and decree dated 08.11.2010 (Annexure P-1) passed by the Court of Additional Civil Judge (Sr. Divn.), Talwandi Sabo for a sum of Rs.5,30,000/- along with interest @ 12% per annum w.e.f. 29.03.2006 till filing of the suit and with future interest @ 6% per annum from the date of filing of the suit till realization.

2. An execution petition (Annexure P-2) was filed by the decree-holder. In the said proceedings, 1 kanals 4.5 marlas of land owned by the judgment debtor was sold in open auction in favour of the decree-holder for a sum of Rs.833288.25. Consequently, sale deed was executed and entries were incorporated in the revenue record.

3. Thereafter, better sense having prevailed, a compromise (Annexure P-5) was arrived at between the parties on 06.02.2024. In terms of the said settlement, the judgment debtor paid the entire settled amount as full and final payment to the decree-holder and it was agreed that the decree-holder would have no objection if Rapat No.64 dated 10.10.2014 was deleted



from the revenue record and the property in question owned by the judgment debtor was released.

4. Accordingly, an application under Order 21 Rules 1 and 2 CPC (Annexure P-6) was moved with the following prayer;

“It is therefore prayed that the satisfaction of the decree may kindly be recorded and the sale of property of the J.Ds may kindly be set aside and the attached and sold property of the J.D. may also be released and the revenue authorities may kindly also be directed to delete the entries of attachment of property of J.D.s from the revenue record in the interest of justice.”

5. The said application was declined vide order dated 13.12.2023;

“Sh. Buta Singh, respondent has come present and suffered statement that he had paid all the pending payment to the applicant/DH and nothing is due towards him and further stated to delete the Rapat No.64 dated 10.10.2014 in revenue record. Perusal of the file reveals that the sale has been confirmed. So, no order of deleting of rapat was passed despite compromise. Any such order would amount to review of order dated 31.08.2017 which is not enshrined in law. Hence, application is hereby dismissed. Hence, file be consigned to the record room after due compliance.”

It is against this order that the revision petition has been filed.

6. On the last date of hearing, parties were directed to remain present in Court. Both Buta Singh and Ram Kumar have put in appearance and self attested copies of their Aadhaar Card have been retained on record. On the said copies, both Buta Singh and Ram Kumar have been identified by their respective counsel. They state that a compromise has been effected between them and Ram Kumar would have no objection if the application (Annexure P-6) is allowed.

7. Keeping in view the peculiar facts and considering that the parties have arrived at a compromise, though at a belated stage, this Court deems it appropriate to accept the prayer.



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8. Accordingly, the impugned order dated 13.12.2023 passed by the Court of Additional Civil Judge (Sr. Divn.), Talwandi Sabo, District Bathinda is set aside and the application (Annexure P-6) is allowed in the revision petition. The property in question is ordered to be released in favour of Buta Singh. The requisite entries as regards attachment of the property in question be also corrected accordingly.

9. The revision petition is accordingly disposed of.

Pending application(s), if any, shall also stand disposed of accordingly.

(VIKRAM AGGARWAL)
JUDGE

November 04, 2025

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No