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

ESA-55-2019(O&amp;M)

Date of decision:20.05.2025

Punjab Waqf Board (presently known as Haryana Wakf Board)

..Appellant

Versus

Shri Razaque Ali

..Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Sandeep Punchhi, Advocate for the appellant

Mr. Adarsh Jain, Advocate

Ms. Amandeep Kaur, Advocate for the respondent

**ANIL KSHETARPAL, J. (Oral)**

1. The execution petition filed by the appellant after a period of more than 12 years from the date of decree has been dismissed on the ground that it was filed beyond the period of limitation. The judgment and decree in faovur of the appellant was passed on 04.01.1992, which was affirmed in appeal on 01.12.1994 whereas the present execution petition was filed on 02.01.2012.

2. Learned counsel representing the appellant submits that the decree-holder is left with no remedy.

3. This Court has considered the submissions made by the learned counsel representing the parties.

4. As per the Limitation Act, 1963, the execution petition is required to be filed within the period of 12 years from the date of



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decree. In this case, the First Appellate Court’s decree is dated 01.12.1994.

5. Moreover, the appellant may, if so advised and permissible in law, avail the remedy of initiating fresh proceedings.

6. Keeping in view the aforesaid facts, no ground to interfere is made out.

7. Hence, dismissed.

8. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)  
JUDGE

20.05.2025

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |