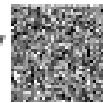


IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

2025:PHHC:034937



ESA-67-2015 (O&M)
Date of decision: 12.03.2025

RAJENDER SINGH YADAV

..Appellant

Versus

HANUMAN PARSHAD & ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Parvinder Singh, Advocate
for the appellant.

Mr. P.R. Yadav, Advocate
Mr. Vijay Sharma, Advocate
for respondent No.1.

Respondent Nos.2 to 5 ex parte
vide order dated 27.05.2016.

Ms. Vibha Tewari, AAG, Haryana.

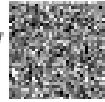
ANIL KSHETARPAL, J(Oral)

1. The appellant is an objector, who is the son of a judgment debtor. A decree for permanent injunction was passed on 14.03.2005 in favour of Sh. Hanuman Parshad and against Sh. Umrao. Both the Courts below dismissed the objection petition filed by the appellant.

2. On 05.03.2025, the following order was passed:-

“This Bench has heard learned counsel for the parties.

Learned counsel for the appellant (third party objector) submits that the entire property is in the shape of a triangle. Towards the Western side of the property, Narnaul-Rewari road is located. The aforesaid property was divided into two parts namely Khasra No.18/1 and 18/2. Towards Narnaul side, property 18/2 falls, whereas, towards Rewari side, property 18/1 is located. He submits that the suit as well as decree for permanent injunction passed against Sh. Umrao, appellant's father was with respect to the property described in the revenue record as 18/1, which would be on North-Eastern part of the triangle, however, in execution of the decree for



injunction, his 7 shops located in Khasra No.18/2 have been demolished.

Keeping in view the controversy involved in the present case, it is considered appropriate to direct Deputy Commissioner, Mahendergarh at Narnaul to depute an experienced revenue official to demarcate the entire property located in Village Khod, Tehsil Ateli Mandi, Khasra No.68/18/1 and 68/18/2, with the help of Differential Global Positioning System (DGPS) machine.

Ms. Vibha Tewari, Assistant Advocate General, Haryana, is requested to convey this order to the Deputy Commissioner for compliance.

List on 12.03.2025, in the urgent list.

Copy of this order under the signatures of Court Secretary be handed over to Ms. Vibha Tewari, Assistant Advocate General, Haryana.”

3. In deference to the order dated 05.03.2025, Tehsildar of Tehsil Ateli Mandi, District Mahendergarh, has submitted a report after carrying out the demarcation with the help of Differential Global Positioning System (DGPS) machine. According to the aforesaid report, the disputed shops were located in Khasra No.18/1.

4. Learned counsel for the parties have once again been heard.

5. In view of the concurrent findings of fact arrived at by the Executing Court, which in appeal has been affirmed by the First Appellate Court and the report of the revenue official, there is no scope for interference.

6. Hence, the appeal is dismissed.

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

March 12th, 2025

Ayub

**(ANIL KSHETARPAL)
JUDGE**

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