



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ESA-40-2024 (O&M)
Date of Order:12.05.2025

AZAD SINGH

.Appellant

Versus

SMT RAJBALA AND ANR

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Chanderhas Yadav, Advocate
for the appellant.

Mr. Ravi Kumar Girdhwal, Advocate
for respondent no.1.

Mr. Amandeep Singh, Advocate
for respondent no.2.

ANIL KSHETARPAL, JUDGE (Oral)

1. On 08.05.2025, the following order was passed:-

“The appellant is the judgment debtor’s husband. There is a decree for possession in favour of decree holder and against appellant’s wife, which has become final.

In execution petition, the appellant filed the objection petition, which has been dismissed by both the Courts below. The correctness of such orders is challenged in this execution second appeal.

This Bench has heard the learned counsel representing the parties at length and with their able assistance perused the paperbook.

This Court is of the prima facie view that there is no substance in the appeal, however, learned counsel for the appellant submits that he has invested his hard earned money in constructing a house on approximately



100 square yards portion out of total plot measuring 300 square yards and he is prepared to pay the market value of the same to the decree holder in order to buy the same.

Learned counsel for respondents pray for short accommodation to seek instructions.

The decree holder is sister-in-law of the appellant, hence, the parties are directed to remain present in Court on the next date of hearing.

List on 12.05.2025, in the urgent list.”

2. Respondent no.2 is the wife of the appellant. She is stated to be proforma respondent.
3. With the sincere efforts of the learned counsel representing the contesting parties i.e. the appellant and respondent no.1, a settlement has been arrived at which has been produced during the course of hearing, which is taken on record as Mark-'C1'.
4. The learned counsel representing the parties pray for disposal of the appeal in terms of the settlement arrived at between the parties.
5. Ordered accordingly.
6. The deed of settlement shall be attached as annexure with this order.
7. As agreed, the parties shall maintain status quo with regard to possession.
8. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

May 12, 2025
nt

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