



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

**CR No. 2863 of 2026 (O&M)
DATE OF DECISION: 02.04.2026**

M/S PUNIT DEPARTMENTAL STORE AND ANOTHER

.....PETITIONERS

Vs.

UNION BANK OF INDIA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL

Present: Mr. Johan Kumar, Advocate,
for the petitioners.

AMARINDER SINGH GREWAL, J.(ORAL)

1. The prayer in the present Civil Revision Petition filed under Article 227 of the Constitution of India is for setting aside the impugned orders dated 08.12.2025, 22.12.2025, 08.01.2026, 22.01.2026, 02.02.2026, 07.02.2026, 05.03.2026 and 16.03.2026 [Annexure P-4 (colly.)] passed by the learned Additional Civil Judge (Senior Division), Palwal, whereby the learned Executing Court has issued conditional warrants of arrest against petitioner No. 2—Judgment Debtor (JD).

2. Brief facts of the case are that the respondent-plaintiff had filed a suit under Order XXXIV Rules 5 and 6 of the Code of Civil Procedure, 1908 (for short, 'the CPC') before the learned Additional Civil Judge (Senior Division), Palwal, against the present petitioners for recovery of ₹10,13,254.40/- along with interest from 01.02.2003. Notice was issued in the suit, pursuant to which defendant No. 2—Gajender Singh (petitioner No. 2 herein) appeared and sought adjournment for filing of a



written statement; however, thereafter, he failed to appear and was proceeded against *ex parte* vide order dated 21.08.2023. The respondent-plaintiff led its *ex parte* evidence before the learned trial Court and, thereafter, the suit was decreed in favour of the respondent vide judgment and decree dated 17.05.2024 (Annexure P-1) passed by the learned Additional Civil Judge (Senior Division), Palwal.

2.1 Thereafter, the respondent filed an execution petition, wherein an application for issuance of conditional warrants against the petitioners (Annexure P-2) was also filed. A reply to the said application was filed by the petitioners. The learned Executing Court, while considering all the facts and after perusing the judgment and decree dated 17.05.2024 (Annexure P-1), issued conditional warrants against petitioner No. 2–defendant No. 2/Judgment Debtor, vide orders dated 08.12.2025, 22.12.2025, 08.01.2026, 22.01.2026, 02.02.2026, 07.02.2026, 05.03.2026 and 16.03.2026 [Annexure P-4 (colly.)], which are under challenge, and the matter is now fixed before the learned Executing Court for 02.04.2026, i.e. today.

3. Learned counsel for the petitioners submits that petitioner No. 2–Gajender Singh is a poor person and is unable to pay the entire decretal amount in lump sum.

3.1 It is further contended that petitioner No. 2–Judgment Debtor is willing to pay the decretal amount in installments. It is also submitted that the petitioner is ready to settle the dispute for the entire decretal amount with the respondent–Decree Holder (DH). It is further submitted that the petitioner is ready to deposit a sum of ₹2,00,000/- before the



learned Executing Court within four weeks from today for payment to the respondent–Decree Holder, and thereafter, the matter can be amicably settled.

4. In view of the facts of the present case, this Court is of the opinion that issuance of notice to the respondent would unnecessarily delay the proceedings; accordingly, issuance of notice to the respondent is dispensed with.

5. Keeping in view the above facts and circumstances and after hearing learned counsel for the petitioners, this Court is of the considered opinion that an opportunity be granted to the petitioners to settle the dispute with the respondent–Decree Holder. Accordingly, the present petition is disposed of with a direction to petitioner No. 2-Gajender Singh to deposit a sum of ₹2,00,000/- before the learned Executing Court within four weeks from today, which shall be released to the respondent–plaintiff. The petitioner shall also submit a chart before the learned Executing Court indicating the schedule of payment of the remaining decretal amount in installments. The operation of the impugned orders dated 08.12.2025, 22.12.2025, 08.01.2026, 22.01.2026, 02.02.2026, 07.02.2026, 05.03.2026 and 16.03.2026 [Annexure P-4 (colly.)] shall remain stayed.

6. However, it is made clear that in case petitioner No. 2–Gajender Singh fails to deposit the aforesaid amount of ₹2,00,000/- within the stipulated period along with the chart of installments, this order shall stand vacated and the impugned orders dated 08.12.2025, 22.12.2025, 08.01.2026, 22.01.2026, 02.02.2026, 07.02.2026, 05.03.2026 and 16.03.2026 [Annexure P-4 (colly.)] shall revive and come into operation.



7. Since the matter is fixed before the learned Executing Court for today itself, a copy of this order be supplied to learned counsel for the petitioners under the signatures of the Bench Secretary of this Court.

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

APRIL 02, 2026

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Whether Speaking

Whether Reportable

(AMARINDER SINGH GREWAL)

JUDGE

Yes

No