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

CR-4007-2023 (O&M)
Date of decision: 13.02.2026

Food Corporation of India and others

...Petitioners

Versus

Punjab State Warehousing Corporation

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. K.K. Gupta, Advocate for the petitioners.

Mr. Vikas Singh, Sr. Advocate with
Ms. Anamika Sheoran, Advocate for the respondent.

VIKAS BAHL, J. (ORAL)

1. This is a revision petition filed under Article 227 of the Constitution of India for setting aside the order dated 07.02.2023 (Annexure P-3) passed by the Executing Court, Sangrur.

2. Learned counsel for the petitioners has submitted that subsequent to the passing of the decree dated 30.11.2013, the bank guarantee of the amount of Rs.2,97,30,487/- was encashed by the respondent-Decree Holder and the date of the same has been mentioned as 19.04.2017 in the objection petition filed by the petitioners-Judgment Debtors.

3. Learned Senior Counsel for the respondent has highlighted that in para 1 of the execution application, the benefit of the payment of the said amount of Rs.2,97,30,487/- which was realized on 08.05.2017 has been given to the Judgment Debtors and even after giving the said benefit, an amount of Rs.22,41,259/- was still due from the Judgment Debtors on the



date the execution application was filed. It is submitted that there would be an additional amount due on account of interest for the subsequent period after the filing of the execution application.

4. Learned counsel for the petitioners has submitted that the Regular Second Appeal filed against the judgment and decree of the trial Court and Appellate Court is pending and the petitioners would make payment with respect to the amount due within a period of one month from today but the said payment be made subject to the decision of the Regular Second Appeal.

5. Learned Senior counsel for the respondent has submitted that the respondent has no objection to the said course of action.

6. Keeping in view the abovesaid facts and circumstances and fair stand taken on behalf of the petitioners as well as respondent, the present revision petition is disposed of and while upholding order dated 07.02.2023, it is made clear that the petitioners would deposit the amount due before the Executing Court within a period of one month from today and the Executing Court would release the said amount to the respondent. Needless to say that the said amount as well as the amount which has already been released in favour of the respondent would be subject to the final decision in the Regular Second Appeal.

7. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

13.02.2026

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No