

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 11209/2020

(Arising out of impugned final judgment and order dated 19-12-2019 in FAO No. 246/2009 passed by the High Court Of Himachal Pradesh At Shimla)

MUKAND LAL SHARMA (DECEASED) THROUGH LRS. Petitioner(s)

VERSUS

STATE BANK OF INDIA & ORS. Respondent(s)
(FOR I.R.)

Date : 20-11-2020 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE R. SUBHASH REDDY
HON'BLE MR. JUSTICE M.R. SHAHFor Petitioner(s) Mr. Himinder Lal, Adv.
Mr. Yaduinder Lal, Adv.
Ms. Rajani Ohri Lal, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

This special leave petition has been filed against order dated 19.12.2019 passed by the High Court in FAO No. 246/2009.

We have to read the order of the learned Executing Court rejecting the objections of the petitioner filed under Order 21 Rule 90 of the Code of Civil Procedure to understand the facts of the case since the facts were not stated with any clarity in the impugned judgment of the High Court. It was also difficult to understand the expressions and language used in the impugned judgment of the High Court. After considering the facts of the case including the grounds raised in the objections filed under

Order 21 Rule 90 of the CPC, we are of the view that the Executing Court has rightly rejected the objections of the High Court which has also been affirmed by the High Court.

The special leave petition is accordingly dismissed.

Pending application, if any, stands disposed.

(MEENAKSHI KOHLI)
ASTT. REGISTRAR-cum-PS

(RENU KAPOOR)
COURT MASTER