

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1324 of 2017
(Arising out of SLP(C)No.8269 of 2015)

ROSHAN LAL

Appellant(s)

VERSUS

KASHMIRI LAL CHAWLA (DEAD) AND ORS

Respondent(s)

O R D E R

Leave granted.

This appeal arises out of judgment and order dated 14th January, 2015 passed by the High Court of Punjab and Haryana at Chandigarh in Civil Revision No.8006 of 2014

Heard learned counsel for the parties.

We are of the view that the High Court was in error in interfering with the order passed by the Executing Court. We set aside the impugned order passed by the High Court and restore the order of the trial court.

The appeal is accordingly allowed. No cost.

.....J.
(ADARSH KUMAR GOEL)

.....J.
(PRAFULLA C. PANT)

New Delhi,
February 1, 2017.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 8269/2015

(Arising out of impugned final judgment and order dated 14/01/2015 in CR No. 8006/2014 passed by the High Court Of Punjab & Haryana At Chandigarh)

ROSHAN LAL

Petitioner(s)

VERSUS

KASHMIRI LAL CHAWLA (DEAD) AND ORS

Respondent(s)

(With appln. (s) for exemption from filing O.T. and substitution and interim relief and office report)

Date : 01/02/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s) Mr. K.G. Bhagat,Adv.
Mr. M.S. Bakshi,Av.
Mr. Vineet Bhagat,Adv.

For Respondent(s) Mr. Siddharth Batra,Adv.
Mr. Ravinder Kumar,Adv.
Mr. Ajit Sharma,Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

This appeal arises out of judgment and order dated 14th January, 2015 passed by the High Court of Punjab and Haryana at Chandigarh in Civil Revision No.8006 of 2014

Heard learned counsel for the parties.

We are of the view that the High Court was in error in interfering with the order passed by the Executing Court. We set aside the impugned order passed by the High Court and restore the order of the trial court.

The appeal is accordingly allowed. No cost.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER

(Signed order is placed on the file)

ITEM NO.6

COURT NO.11

SECTION IVB

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). 8269/2015

(Arising out of impugned final judgment and order dated 14/01/2015 in CR No. 8006/2014 passed by the High Court Of Punjab & Haryana At Chandigarh)

ROSHAN LAL

Petitioner(s)

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For Respondent(s) Mr. Siddharth Batra,Adv.
Mr. Ravinder Kumar,Adv.
Mr. Ajit Sharma,Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

In terms of the signed order, order passed by the High Court is set aside and order of the trial court is restored and the appeal is allowed. No cost.

Application for substitution is also allowed.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER

(Signed order is placed on the file)