



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ESA No.203 of 2016 (O&M)
Date of Order:08.05.2025

Charan Singh and another

.Appellants

Versus

Gurjaspreet Singh and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sandeep Verma, Advocate
for the appellants.

ANIL KSHETARPAL, JUDGE (Oral)

1. The objection petition filed by the appellants has been dismissed by both the courts below. The appellants resist delivery of possession on the ground that the property is un-partitioned and hence, the possession of specific portion could not be delivered.

2. On a court question, the learned counsel representing the appellants admits that Judgment Debtor-Hardev Singh was in possession of specific area even as per the revenue record. Once the Judgment Debtor was in possession of specific area, the other co-sharers of the Judgment Debtor have no right to obstruct delivery of possession in execution of the decree.

3. Hence, dismissed.

4. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

May 08, 2025

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No