

**IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.****CMPMO No. 390 of 2024****Decided on: 27.11.2025**

Housing and Urban Development Corporation

..... Petitioner

Versus

Rajesh Kumar and Another

.....respondents

Coram:**Hon'ble Mr. Justice Bipin Chander Negi, Judge**Whether approved for reporting? ¹

For the petitioner : Mr. Sanjay Dalmia, Advocate.**For the respondents** : Mr. Shashi Bhushan, Advocate,
for respondent No. 1.: Respondent No. 2 proceeded
against ex parte.

Bipin Chander Negi, Judge (oral)

By way of the present petition, a challenge has been laid by the present petitioner/Decree Holder to the order dated 03.04.2024, passed by the Executing Court, whereby a proclamation of sale had been made.

2. Sole contention urged on behalf of the petitioner/decree holder being that in the proclamation to be issued in pursuance to the impugned order dated 03.04.2024, the decretal amount has been shown as Rs. 3,11,275/-, i.e., the principal amount, whereas according to him the decretal amount included interest on the principal. On account of interest, it is

¹ Whether the reporters of the local papers may be allowed to see the judgment?



submitted that the amount to be reflected in the proclamation of sale should be Rs. 13,14,055/-

3. In the aforesaid backdrop, learned counsel appearing on behalf of respondent No. 1/judgment debtor has placed on record a subsequent order dated 10.05.2024, passed by the Executing Court, wherein a correction sought to be made in the impugned order by way of filing present petition, has already been made by the Executing Court by a subsequent order dated 28.05.2024. Copy of order dated 28.05.2024 is taken on record. Copy supplied to the learned counsel appearing on behalf of the petitioner/deGREE holder.

4. In view thereof, the present petition has become infructuous and accordingly disposed of. Pending application(s), if any, also stands disposed of.

5. The parties are directed to appear before the learned Trial Court on **09.12.2025**.

(Bipin Chander Negi)
Judge

November 27th, 2025
Susheel