



HIGH COURT OF JUDICATURE AT ALLAHABAD

S.C.C. REVISION No. - 22 of 2026

Bharat Petroleum Corporation Ltd. Through Its
Territory Manager Bharat Petroleum Corporation
Ltd.

.....Revisionist(s)

Versus

Bhanupratap Singh And Another

.....Opposite
Party(s)

Counsel for Revisionist(s) : Shresth Pratap Singh, Sr. Advocate
Counsel for Opposite Party(s) :

Court No. - 35

HON'BLE DR. YOGENDRA KUMAR SRIVASTAVA, J.

Heard Ms. Archana Singh, learned Senior Counsel appearing along with Sri Shresth Pratap Singh, learned counsel for the revisionist.

The present revision has been preferred against the judgment and order dated 18.12.2025 passed by the District Judge, Mahoba in Civil Misc. Case No. 67 of 2025, whereby the objections preferred by the revisionist under Section 47 of the Code of Civil Procedure, 1908 have been rejected.

A further grievance has also been raised with regard to consequential orders dated 08.01.2026, 16.02.2026 and 26.02.2026 passed by the Executing Court pursuant to the aforesaid order dated 18.12.2025.

Learned counsel for the revisionist submits that pursuant to an ex parte decree passed in S.C.C. Case No. 02 of 2022 (Bhanu Pratap Singh vs. Neeraj Soni and others), execution proceedings were initiated by opposite party no. 1, registered as Execution Case No. 01 of 2025.

It is contended that the revisionist (Judgment Debtor No. 2) had preferred objections under Section 47 C.P.C. asserting that in the absence of any landlord-tenant relationship between the decree holder and the revisionist, the decree is not executable against it. It is further submitted that the premises in question falls within municipal limits and is governed by the U.P. Regulation of Urban Premises Tenancy Act, 2021, and therefore, the proceedings undertaken in the S.C.C. suit were without jurisdiction. It is

urged that the executing court has erred in rejecting the objections so raised.

Learned counsel has further pointed out that subsequent to the rejection of objections on 18.12.2025, further coercive steps have been taken. In particular, by order dated 26.02.2026, Application No. 48-ga-02, filed by the revisionist seeking permission to remove certain articles stated to be highly inflammable and hazardous in nature, has been rejected, and directions have been issued to the decree holder to initiate auction proceedings.

Upon consideration of the submissions advanced, the matter requires consideration.

Admit.

Issue notice to the opposite parties, returnable by 27th April, 2026.

Steps be taken within one week.

List on 27.04.2026.

Till the next date of listing, further proceedings of Execution Case No. 01 of 2025, insofar as it relates to the revisionist (Judgment Debtor No. 2), **shall remain in abeyance.**

(Dr. Yogendra Kumar Srivastava,J.)

March 23, 2026

SFH