

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19791 of 2013

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Sona Devi W/O Late Tej Narayan Singh Resident Of Village- Karath, P.S-
Tarari, District- Bhojpur, At Present Residing At Sandesh, G.B. Apartment,
R.N.G. Park, Near Sheo Mandir, Bhagvendra Pur, Mumbai.

.... Petitioner

Versus

Akhilesh Singh S/O Late Kamla Rai @ Kamla Singh Resident Of Village-
Pandey Dihari, P.O- Sakala Bazar, P.S- Karakat, (Gorari), Distt- Rohtas.

.... Respondent

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Appearance :

For the Petitioner : Mr. Dharendra Singh, Advocate

For the Respondent : Mr.

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 11-12-2017 This application has been filed to quash the order dated

06.06.2013 passed by Sub Judge-VII, Bhojpur at Ara in Execution

Case No.03 of 2011.

2. Heard learned counsel for the petitioner and perused
the impugned order.

3. It appears that the respondent had filed Execution
Case No.03 of 2011 for delivery of possession. The respondent got
delivery of possession through the process of the court and the
court below confirmed the report of Advocate Commissioner and
also the report showing delivery of possession to the respondent
(decree holder).

4. The contention of learned counsel for the petitioner is
that the court below has committed error in confirming the



delivery of possession as an appeal bearing no.13 of 2013 before the court of Additional District Judge, FTC-5 and one Miscellaneous Case before the Munsif-Ist were pending for disposal with respect to the suit property. Since the delivery of possession has already been confirmed, I do not find any merit in his application.

5. Accordingly, this application is dismissed.

(Sanjay Kumar, J)

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