

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (227) No.246 of 2017**

1. Prabhu Dayal Kesharwani Son of Late Shri Indrajit Prasad Kesharwani, aged bout 70 years,
 2. Naval Kumar Kesharwani, Son of Late Shri Indrajit Prasad Kesharwani, aged about 55 years,
- Both are R/o. Village – Hasuwa, Tehsil Kasdol, District -Balouda Bazaar-Bhatapara (CG)

---Petitioners**Versus**

1. Govind Ram Sahu S/o Late Ramprasad Sahu, aged about 45 years, R/o. Village-Hasuwa, Tehsil-Kasdol, District-Balouda Bazaar-Bhatapara (CG)
2. State of Chhattisgarh, Through the Collector, Balouda Bazar-Bhatapara, District Balouda Bazaar-Bhatapara (CG)

---Respondents

For Petitioners	:	Mr.V.K.Pandey, Advocate
For Respondent No.1	:	Mr.Sumit Shrivastava, Advocate
For Respondent No.2	:	Mr.Bhaskar Payasi, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****01/05/2017**

1. The petitioners application for sending the judgment debtor into civil jail has been rejected by the trial Court. However, the trial Court has directed for issuance of fresh warrant of possession. Sufficient and valid reasons have been assigned for rejecting the application for sending the judgment debtor in jail, in which I do not find any jurisdictional error.
2. The decree is of 31.10.2003 for delivery of possession to the plaintiff which which has not been executed as yet. The trial Court is directed to take effective steps and get the decree executed expeditiously

as per law without further loss of time.

3. With the aforesaid observation, the writ petition finally stands disposed of. No order as to cost(s).

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-