

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (C) No. 2295 of 2014**

1. Pramod Kumar Agrawal, S/o Late Krishna Sewak Agrawal, aged about 61 years, R/o Krishna Bhawan, Tamer Para, Durg, Police Station City Kotwali, Tahsil & District Durg (C.G.)
2. Saurabh Agrawal, S/o Pramod Kumar Agrawal, aged about 33 years, R/o Krishna Bhawan, Tamer Para, Durg, Police Station City Kotwali, Tahsil & District Durg (C.G.)

---- Petitioners**Versus**

1. State of Chhattisgarh, through the Secretary, Department of Urban Administration & Rural Development, Mantralaya, Naya Raipur, District Raipur (C.G.)
2. Municipal Corporation, Durg, through its Commissioner, Municipal Corporation, Durg, Tahsil & District Durg (C.G.)

---- Respondents

For Petitioners : Mr. Ashish Surana, Advocate.
 For Respondent No.1/State : Mr. B. Gopa Kumar. Dy. A.G.
 For Respondent No. 2 : Ms. Pushpa Diwedi, Advocate.

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****05/02/2018**

(1) Decree for possession has been passed in favour of the petitioners by the trial Court in Civil Suit No.50-B/83 vide order dated 21.09.1983; and this Court has already directed for execution of decree by order dated 12.12.2011 passed in W.P. (C) No. 7546/2011, which states as under:-

“2. Courts are required to execute decree passed by itself as early as possible to give effect judgment which has been passed by the Court, with these observations petition stands disposed of with following directions that

3rd Civil Judge, Class-2 Durg shall decide the execution proceeding as early as possible preferably within 6 months from the date of filing of copy of order on behalf of the petitioner. Parties shall cooperate Court in proceeding, in case of any non-cooperation or reluctance on behalf of any party Court below shall take coercive step to dispose of execution proceeding. No order as to costs.”

(3) In view of above, the petitioner is at liberty to proceed for execution of the decree in accordance with the decree passed by the trial Court.

(4) With the aforesaid observations, the writ petition stands finally disposed of.

Sd/-
(Sanjay K. Agrawal)
Judge

D/-

