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IOINCR no.2156 of 2018

VIKAS CHANDER
2018.12.21 17:12

Jagdish Chand through his LRs v. Lal Chand
Present:- Mr. Amit Parashar, Advocate, for the petitioners.
Mr. Amandeep Singh, Advocate
for Mr. S.K. Aggarwal, Advocate

Learned counsel for the petitioners submits that the suit property has been handed over to the petitioners by the respondent-judgment debtor and as such the decree stands satisfied as do the executing proceedings, except for the fact that a few things such as *Banga* and *Bitora* etc. belonging to the respondent-judgment debtor are lying in the suit property.

Learned counsel for the respondent-judgment debtor, on instructions from the judgment debtor, submits that the *Banga* and *Bitora* and any other instruments lying in the suit land are not claimed by him (judgment debtor) and can be used by the petitioner.

That being so, the decree stands satisfied with no further action required to be taken against the judgment debtor.

This petition is also disposed of as having been rendered infructuous.

The statement on behalf of the judgment debtor having been made before this Court by the learned counsel on instructions from him, his presence before the executing court tomorrow is dispensed with, with that Court to simply dispose of the case in terms of the order recorded by this Court today.

20.12.2018
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(Amol Rattan Singh)
Judge