

Anita Devi

..... Petitioner

Versus

Hardial Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Balbir Singh Jaswal, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Prayer in the present petition is for issuance of direction to the trial Court to finalize the execution application pending since the year 2017 arising out of application under Section 125 Cr.P.C.

Vide order dated 5.7.2021, notice was issued to the respondent. However, respondent is not appearing and remains untraced. Learned counsel for the petitioner submits that out of total amount of Rs.12 lacs, respondents has paid only Rs.2 Lacs and hence, is intentionally avoiding to appear before this Court. Learned counsel for the petitioner further submits that the execution petition is pending before the Executing Court since the year 2017 and the petitioner has no source of income and suffering due to financial implications. He submits that the present petition be disposed of with direction to Executive Court to decide the execution petition.

I find the prayer made genuine.

In the facts and circumstances of the case, the present petition is disposed of with a direction to Executing Court to decide the execution pending before it expeditiously preferably within a period of three months from the date of receipt of certified copy of this order.

(RAJESH BHARDWAJ)
JUDGE

6.10.2021
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No