

08.06.2022
Item No.28
Ct. No.7
CHC
(disposed of)

C.O.1217 of 2022

Hazira Bibi
Vs.
Md. Keyamat Sk

Mr. Munshi Ashiq Elahi,
Md. Sahidullah Mridha
...for the petitioner

A direction to secure expeditious disposal of Execution Case No.18 of 2011, arising out of Title Suit No.191 of 2008 of learned Civil Judge (Junior Division), 1st Court, Krishnagar, Nadia, is the ultimate relief sought for in this case.

Learned advocate appearing for the petitioner/decreeholder candidly submits that a Second Appeal is pending that has been filed before this Court, which has not yet been admitted, nor any stay granted so as to stall the execution proceedings.

The execution proceedings initiated in the year 2011 has been getting stalled showing the existence of Second Appeal before this Court, which has not been admitted as yet.

The only contention expressed by the learned advocate for the petitioner is against the delay caused in disposal of long pending execution case.

No other point is raised requiring address by this Court.

In view of the nature of order proposed to be made in this case, no prior notice is considered to be necessary.

Service upon the opposite party stands dispensed with.

Accordingly, learned Civil Judge (Junior Division), 1st Court, Krishnagar, Nadia in Title Execution Case No.18 of 2011 arising out of Title Suit No.191 of 2008 is requested ensure expeditious disposal of pending execution case, after decision of the Second Appeal, without granting unnecessary adjournment, unless it is extremely unavoidable.

Petitioner is directed to make communication of this order to the learned court below as well as to the opposite party and his learned advocate appearing in the court below.

With this observation/direction, the revisional application stands disposed of.

Urgent certified photostat copy of this order, if applied for, be given to the parties as expeditiously as possible on compliance of all necessary formalities.

(Subhasis Dasgupta, J.)