

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9165 of 2022

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Gopal Ji Sah Son of Late Ramchandra Sah, Resident of Village- Marpa,
Ishardas, P.S.- Mejorganj, District- Sitamarhi.

... .. Petitioner/s

Versus

1. The District Magistrate Cum- Collector, Sitamarhi District- Sitamarhi.
2. The Additional Collector, Sitamarhi, District- Sitamarhi.
3. The Learned Munsif Sadar, Sitamarhi.
4. The Circle Officer Suppi, District- Sitamarhi.
5. Lalan Singh Son of Late Jyotnarayan Singh, Resident of Village- Marpa
Ishardas, P.S.- Mejorganj, District- Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Adv.
For the Respondent/s : Mr. Navnit Kumar, AC to GP-18

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-04-2023 The present writ petition has been filed seeking the
following reliefs:-

“1. For issuance of appropriate order/orders,
writ/writs, direction/directions in the nature of
mandamus commanding the respondents for
execution of Execution Case No.-03 of
1998/10/1999 arises out of order dated-
07.08.1998 in Title Suit No.-134 of 1996 but
till date execution proceeding has not been
concluded.

(ii). For further issuance of appropriate
order/orders, writ/writs, direction/directions in
the nature of mandamus commanding the



respondents to take appropriate action on the application filed by the petitioner for execution of Execution Case No- 03 of 1998/10/1999 arises out of Title Suit No-134 of 1996 bearing Khata No- 390, Kheshra No- 1436, Thana No- 74, Area-3½ Decimal, Western South, Kheshra No-1441, Area 1 Decimal, South total Area 4½ Decimal, Chauhadi - North - Lalan Singh, South- Lalan Singh, East-Siwan Pipra, West- Panap Rai, Khata No-201, Kheshra No-1398, Area-39 Decimal, Chauhadi- North- Sitaram Rai, at present - Lalan Singh, South- Upendra Singh @ Badha Singh, East- Bihar Government Land, and Ramchandra Singh, West- Jaharuddin Miya in the Court of Munsif Sadar, Sitamarhi but till date no action was taken by the Court concerned which creates a doubt about the action of the respondents.

At the outset, the learned counsel for the petitioner seeks liberty on behalf of the petitioner to approach the learned Trial Court for expediting the proceedings of the execution case in question. Liberty, so sought, is granted.

It is needless to state that in case, appropriate petition is filed for expediting the proceedings of the aforesaid execution case, the learned Trial Court shall consider the same and act diligently.



The writ petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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