

IN THE HIGH COURT OF JUDICATURE AT PATNA
CIVIL MISCELLANEOUS JURISDICTION No.579 of 2025

Meena Devi wife of Arbind Singh, Resident of Village-Kajoor, P.S.-Atri,
District-Gaya.

... .. Petitioner/s

Versus

1. Birendra Rajbansi son of Bandhu Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
2. Chhote Lall, son of Rameshwar Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
3. Arjun, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
4. Ramswaroop Rajbansi, son of Rameshwar Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
5. Atwari Rajbansi, son of Komal Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
6. Lakhan Rajbansi, son of Kamal Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
7. Mosafir Rajbansi, son of Late Munis Rajbansi, Resident of Village-Kajoor, Tola-Sukhe Bigha, P.S.-Atri, District-Gaya.
8. The State of Bihar through Collector, Gaya.
9. The Commissioner, Magadh Division, Gaya.
10. The Additional Collector (Revenue), Gaya.
11. The Sub-Divisional Magistrate, Neemchak Bathani, Gaya.
12. The Anchal Adhikari, Atri, P.S.-Atri, District-Gaya.
13. Srikanta Kumar @ Luchu Singh, son of Late Bidhi Prasad Singh, Resident of Village-Kajoor, Tola-Suke Bigha Atri, P.S.-Atri, District-Gaya.
14. Sri Satendra Prasad Singh, son of Late Bidhi Prasad Singh, Resident of Village-Kajoor, Tola-Suke Bigha Atri, P.S.-Atri, District-Gaya.
15. Sri Mithlesh Kumar Singh @ Chhote Singh, son of Late Bidhi Prasad Singh, Resident of Village-Kajoor, Tola-Suke Bigha Atri, P.S.-Atri, District-Gaya.
16. Dhirendra Kumar Singh @ Bitu Singh, Son of Late Bidhi Prasad Singh, Resident of Village-Kajoor, Tola-Suke Bigha Atri, P.S.-Atri, District-Gaya.
17. Sri Abhinay Kumar Singh @ Bhuta Singh, son of Late Bidhi Prasad Singh, Resident of Village-Kajoor, Tola-Suke Bigha Atri, P.S.-Atri, District-Gaya.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mrs. Meena Kumari, Advocate Mr. Ritu Raj, Advocate Ms. Kanika, Advocate Mr. Vardaan Mangalam, Advocate Ms. Ritika Rani, Advocate
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For the Respondent/s : Ms. Neela Kumari, AC to SC-3

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 09-07-2025 Record taken up on mentioning being made on behalf
of the petitioner.

02. Present learned counsel for the petitioner as well
as learned counsel for the respondent-State.

03. Learned counsel for the petitioner submits that the
present petition has been filed for directing the learned Sub
Judge-VII, Gaya to conclude the Execution Case No. 05 of 2014
arising out of judgment dated 19.01.2013 and decree dated
28.01.2013, respectively passed in Title Suit No.
03/2009/242/2018, expeditiously. Learned counsel further
submits that though the execution case has been filed in the year
2014, the decree-holder/petitioner is yet to get the benefit of
fruit of the decree and in the light of decision of Hon'ble
Supreme Court in the case of *Rahul S. Shah vs. Jinendra
Kumar Gandhi and Others* reported in (2021) 6 SCC 418, the
executing court are expected to dispose of the proceeding of
execution cases within six months. Thus, the learned counsel
submits that the learned executing court may be directed to
dispose of the Execution Case No. 05 of 2014 at the earliest
within some stipulated time in the light of directions given by



the Hon'ble Supreme Court in the case of ***Rahul S. Shah***
(supra)

04. Since the petitioner has approached this Court with limited prayer is for expeditious disposal of the execution case in the light of decision of Hon'ble Supreme Court in the case of ***Rahul S. Shah*** (supra), I do not think there is any need to issue notice to the other respondents and the present matter could be disposed of straightway.

05. In the aforesaid facts and circumstances, the learned Sub Judge-VII, Gaya/court concerned is directed to expedite and dispose of the Execution Case No. 05 of 2014 at the earliest and in terms of the guidelines issued by the Hon'ble Supreme Court in the case of ***Rahul S. Shah*** (supra).

06. Accordingly, the present petition stands disposed of with the aforesaid observation.

(Arun Kumar Jha, J)

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