

Exe 2.18 M/S Sant Ram Vs. M/S Vicky Kiryana

Present: Sh. Nishant Jain, Advocate for the DH
JD exparte VOD 16.05.2018

Today learned counsel for the DH has suffered a statement to the effect that he does not press upon his application dt. 07.08.2018 and withdraws the same. Heard. The said application is hereby dismissed being withdrawn.

The said application dt. 07.08.2018 was filed when the case was fixed for consideration on the point of executing court.

The learned counsel for the DH has filed an application for transferring the present execution petition to the Executing Court at Jind. Heard. The JD does not reside within the local limits of jurisdiction of this Court. No details of any property of JD lying within the local limits of jurisdiction of this court, has been furnished. In such circumstances and keeping in view the provision contained under Section 39 CPC, since the JD resides within the territorial jurisdiction of learned Civil Judge (Sr. Division) Jind, the application in hand is hereby allowed and the decree in question is ordered to be transferred to the Court of Learned Civil Judge (Sr. Division) Jind, with a request to get the decree in question executed as per law.

The DH is hereby directed to appear before the said Ld. Transferee Court on 03.10.2018. The decree be sent as per Rule 6 Order 21 CPC, duly sealed in envelope to the Court of Learned Civil Judge (Sr. Division) Jind, through Proper Channel, along with a covering letter addressed to Learned Civil Judge (Sr. Division) Jind. Copy of this order be also tagged with the covering letter.

Before dispatching, a copy of documents be also retained on the record of this Court. The said documents be given the same registration number which has been given to this execution petition, and the present execution petition file be consigned to the record room, after due compliance.

(Sumit Kalon)
Civil Judge (Jr.Divn.)
Tohana (UID No.HR0466)
20.08.2018

rajesh khan

j.w.