

MISC. CASE NO. 01 OF 2017

ORDER NO. 79 DATED 08.08.2018

Counsels for both parties are present on call.

Petitioner files one application for adjournment. Strong objection is raised.

Heard both sides. Considered.

It is being submitted that the original Execution Case pertains back to the year 2008 and even after elapse of about a decade, there has been hardly any progress in the said Execution case. Moreover, this court has already ordered vide order no.68 dated 06.01.2018 held that further proceeding of the execution case regarding the delivery of possession shall be taken up after completion of trial of Misc. Case No.01/2017 and Misc. Case No.207/2016.

It is a fact that the execution proceeding has been stalled awaiting further from this Misc. Case.

If that be so, the petitioner herein is strictly directed not to take undue/unreasonable advantage in delaying the proceeding. Nonetheless, keeping in view the cause/problem cited on Advocate's ground, the matter is adjourned with a strict direction upon the petitioner not to take adjournment on the next date fixed.

Fix 31.08.2018 for hearing of the Misc Case positively on the date fixed.

Dictated and corrected by me,

JUDGE

JUDGE
[5TH BENCH]