

In the Court of Addl. Sessions Judge- I

Vaishali at Hajipur,

Title Appeal No. 11/2015

In the matter of :-

Ajit Kumar Singh @ Others

..... Appellants

Versus

Sanjay Kumar Singh and Others

..... Respondents

Present:-

Deepak Kumar Singh
Addl. Sessions Judge, I,
Vaishali at Hajipur.

Learned Counsel for Appellants :- Sri Prakash Satyarthi, Advocate

Learned Counsel for Respondents :- Sri. Shambhu Nath Gupta, Advocate

Date of Order :- 16.05.2023

Order

A petition under order 41 rule 5 read with section 151 of C.P.C has been filed on behalf of the appellants. It has been submitted on behalf of the appellants that the lower court orders for execution of decree and delivery of possession to the plaintiffs/respondents over the house of the appellants will cause irreparable injury and damages to the appellants. It has been prayed that the court be pleased to pass an order thereby staying the further proceeding of execution case no. 01/2016 pending before the court of Sub-Judge-15th at Hajipur.

The learned counsel for the respondents Sri. Shambhu Nath Gupta appeared in the court and has submitted that he has no objection to the petition of appellants. He has expressed his consent over passing stay order upon the execution in execution case no. 01/2016 till disposal of this Title Appeal no. 11/2015.

From perusal of the record it transpires that the case is running for arguments of the parties since long but the argument has not been completed even after taking all efforts by the court. In such a situation, and in view of the consent

accorded by the respondents lawyer the further proceeding on execution case no. 01/2016 is stayed till disposal of this Title Appeal.

Let a copy of the order be transmitted to Sub-Judge-15th at once.

Addl. Sessions Judge-I,
Vaishali at Hajipur.
16.05.2023

