

EXECUTION CASE NO 20 OF 2024[EX 635/1968]
(C.N.R NO. WBPS01- 000070-2024)
Before: Smt. A. Bhattacharya, Ld. Judge, 5th Bench.

Order No.11
16.05.2025

Today is fixed for hearing of the petition filed by the petitioner/decreed holder dated 22.04.2025.

Decreed holder files hazira along with an affidavit as to no stay order.

Heard Ld. Advocate. Perused the petition, affidavit and materials available on record. By filing the affidavit decreed holder stated that the judgment and decree which was affirmed by the Hon'ble High Court had never been challenged before the Hon'ble Supreme Court of India by the judgment debtor and the decreed holder had never been communicated with any order of stay of execution of the decree at the instance of the judgment debtor.

D.A. also noted that there is no stay order is received from any higher forum of law till date.

Considering the submission of Ld. Advocate for decreed holder and the materials available on record, I find no impediment to proceed with the execution case.

Accordingly, the petition filed by the decreed holder is hereby allowed.

Issue writ for delivery of possession for execution of the decree as prayed for.

Fix 07.07.2025 for delivery of possession and 09.07.2025 for bailiff's report.

Dictated & Corrected by me

Judge,
[5th Bench]

Judge,
[5th Bench]