

Ej. Ex.02 of 2019  
Reg No. 02 of 2019

Date : 06/08/2022

Today is fixed for filling the copy of decree of original suit. Ld. Advocate for the DHR filed the certified copy of Exparte order of the court passed *vide* order No.40 dated 13/02/2019 in EJ. Suit No.1 of 2018. He also prays for issuance of writ for execution of decree. An order for eviction of the defendant from the suit property within three months has already been passed. Further liberty was given to the DHR to execute the decree if peaceful delivery of possession doesn't happen.

Accordingly the plaintiff/ DHR filed this Ejectment Execution case for execution of the decree.

PW-1 Abdur Rub deposed he is decree holder of this case He got the exparte decree on 13/02/2019. Court belief went there but couldn't execute the decree because of resistance by the JDR. So he asked for police help. It appears from the deposition of PW-2 Jyotisman Kisku that the Seal belief of this court went to the house of Abdur Rub for execution of decree but couldn't do anything as the JDR and two other lady refused to co-operate him. Few other persons also resisted him. So he left the spot. The report of the belief marked as Ext.1 and his signature marked as Ext1/1. He also said that without police help decree can't be executed.

Accordingly this court allows the prayer of the Plaintiff/DHR. Accordingly report was called from DC-SED Kolkata and the plaintiff/ DHR deposited the cost of Rs.25358/- for police help on 02/07/2022 as reflected from the order sheet.

Now as the cost of police help has been paid let the necessary police help be given to the plaintiff/DHR in executing the decree of this court.

Thus I/C Beniapukur P.S is directed to provide two (02) Sub Inspector, four(04) lady constable and six(06) constable for execution of the decree. Issue necessary writ accordingly. Seal belief is directed to execute the decree accordingly with the assistance of police. Decree Holder/ Plaintiff and Seal-belief in consultation with the I/C Beniapukur PS will fix a date for execution of the decree. I/C Beniapukuer P.S will see that no undue incident occurs in execution of the decree.

To 03/09/2022 For report of seal belief.

Let a copy of this order be forwarded to D.C.P, ESD, Kolkata for his information and taking necessary action.

Judge, SCC Court Sealdah  
JO Code No.WB-00917