

IN THE HIGH COURT OF JHARKHAND AT RANCHI
S.A.No.40 of 2010

Santosh Kumar Tulsiyan & Ors.

..... Appellants

Versus

Sipra Devi & Ors.

..... Respondent

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Appellants

: Mr. Arbind Kumar Sinha, Advocate.

For the Respondents

: Mr. Ayush Aditya, Advocate

10/23.01.2020 **I.A. No.46 of 2020**

The instant interlocutory application being I.A No.46 of 2020 has been filed for stay of further proceedings in Execution Case No.5 of 2010, which is pending in the Court of Munsif, Ranchi.

Learned counsel for the appellants submits that this Second Appeal has already been admitted on a substantial question of law and the Executing Court is proceeding with Execution Case No.5 of 2010 and the writ of D.P. has already been issued.

At this stage, Mr. Ayush Aditya, learned counsel for the respondent Nos.1 & 2 submits that he will file reply to the said I.A., within two weeks.

In view of the above facts and considering the submissions of the learned counsel and also that this Second Appeal has already been admitted on a substantial question of law and the Executing Court has already issued writ of D.P., and to avoid multiplicity of the litigations it is desirable that the Execution Case No.5 of 2010 may not proceed.

Till the next date of listing there shall be stay in Execution Case No.5 of 2010, pending in the Court of Munsif, Ranchi.

Let the interlocutory application be placed for further hearing on 28.01.2020.

(Sanjay Kumar Dwivedi, J.)