

IN THE HIGH COURT OF JHARKHAND AT RANCHI

S.A. No. 153 of 2018

Md. Jalil	...	...	Appellant
	Versus		
Gulam Subhani	...	...	Respondent

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Appellant	: Mr. Shadab Eqbal, Advocate
For the Respondent	: Mr. M. K. Layak, Senior Advocate
	: Ms. Manjushri Patra, Advocate

23/09.07.2025

Learned counsel for the appellant is present.

2. Learned Senior counsel for the respondent Mr. M. K. Layak assisted by Ms. Manjushri Patra, Advocate submits that he is not in a position to argue the case at all on account of bereavement in his family. He submits that the matter be fixed on 15th July 2025 so that he may also get ready with the brief to argue the case.
3. Learned counsel for the appellant has tried to draw the attention of this Court to the order dated 28.04.2025 wherein it was observed that no adjournment will be granted on account of absence of the respondent.
4. Learned counsel for the appellant has also submitted that the executing court is proceeding in the matter and since the respondent is seeking time on his personal ground, the execution proceeding may be stayed. He submits that petition being I.A. No. 407 of 2025 praying stay of execution proceedings has been filed before this Court.
5. Faced with a situation where the learned Senior counsel for the respondent has personal difficulty in arguing this case and at the same time, the appellant is aggrieved by the proceeding before the executing court and a stay petition has also been filed, the matter is directed to be posted on **15th July 2025** at the request of the learned Senior counsel for the respondent and till 15th July 2025, the proceeding of Execution Case No. 7 of 1997 in which the appellant has filed Miscellaneous Case No. 7 of 1997 under Order XXI Rule 97 of CPC shall remain stayed.

6. I.A. No. 407 of 2025 is disposed of.

7. Let this order be communicated to the learned court concerned through 'FAX'.

(Anubha Rawat Choudhary, J.)

Pankaj