

IN THE HIGH COURT OF JHARKHAND AT RANCHI

S.A. No. 401 of 2017

Most. Asha Devi and others	-V e r s u s -	APPELLANT
Manju Devi		 RESPONDENT
...		

CORAM: - HON'BLE MR. JUSTICE DR S. N. PATHAK

For the Appellant	: Mr. Niraj Kishore, Advocate
For the Respondents	: Mr. Ajay Kumar Sah, Advocate.

I.A. No. 8266 of 2017

11/22.01.2019 I.A. No. 8266 of 2017 has been filed under Order XLI Rule 5 of the Code of Civil Procedure, 1908 with a prayer to stay proceeding of Execution Case No. 13 of 2016 pending in the Court of Civil Judge (Senior Division) No. 1, West Singhbhum at Chaibasa arising out of Judgment and Decree dated 11.02.2016 (Decree signed on 19.02.2016), passed by learned Civil Judge (Senior Division) No. 3, West Singhbhum at Chaibasa in Title Suit No. 12 of 2011.

Learned counsel for the sole respondent submits that Execution Case No. 13 of 2016 has already been disposed of and as such this Interlocutory Application has now become infructuous.

Since Execution Case No. 13 of 2016 has already been disposed of vide order dated 11.01.2018, I.A. No. 8266 of 2017 is dismissed as infructuous.

As a sequel of dismissal of I.A. No. 8266 of 2017 and disposal of Execution Case, there is no need to continue order of status quo, as granted vide order dated 17.12.2018.

S.A. No. 401 of 2017

Since appeal has already been admitted for hearing, let this case be listed for 'Hearing' in usual course.

(Dr. S.N. Pathak, J.)