

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(C) No.1643 of 2008

1(a). Smt. Maya Kisku
 1(b). Miss. Anita Mona Kisku
 1(c). Ujjwal Kisku
 1(d). Kanan Kumar Kisku
 No. 1(a) wife of Late Brijlal Kisku
 No.1(b) daughter of Late Brijlal Kisku
 No.1(c) & 1(d) both sons of Late Brijlal Kisku
 All permanent residents of Mauja Lakhari, P.S-Giridih (M), PO-
 Pachamba, District-Giridih
 Defendant-Judgment Debtor-Petitioners
 -Versus-

Bimla Kisku wife of Late Bipat Chand Minz, resident of
 Pachamba, P.O-Giridih, P.S-Giridih (T), District-Giridih
Plaintiff-Decree Holder- Respondent

CORAM: HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

For the Petitioners : Mr. R.N. Sahay, Sr. Adv.
 For the Respondent : -----

09/28.03.2018 Aggrieved of order dated 09.01.2008 passed
 in Execution Suit No.04 of 1995 whereby application
 under section 47 C.P.C has been dismissed, the
 petitioner-judgment debtor has approached this Court.

2. Without recording detail facts of the case,
 suffice would be to indicate that against an order passed
 under section 47 C.P.C on 04.06.2005 the petitioner came
 to this Court in W.P.(C) No.3689 of 2005. The writ petition
 stood disposed of with a direction to the executing court to
 execute the decree in accordance with law. The judgment
 debtor again filed an application on 04.10.2007 which has
 been dismissed by the impugned order dated 09.01.2008.
 This was also an application under section 47 C.P.C.

3. Pursuant to order dated 19.07.2017, a report
 from the trial court has been received. It is stated that the
 case is pending for the report of survey knowing Pleader
 Commissioner in respect of measurement of the decreetal
 property. In this view of the matter grievance raised by
 the petitioner in this writ petition has been rendered

infructuous. The executing court shall execute the decree, expeditiously.

4. The writ petition stands disposed of.

(Shree Chandrashekhar, J.)

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