

**IN THE COURT OF Civil Judge (Sr. Div.)-I, PIRO, BHOJPUR**  
**Execution Case no. 02/2018**

**Dr. Yogendar Prasad @ Dr. Yogendra Prasad Yogi .....Decree Holder**

**Versus**

**B.S.S College Bachri, Piro .....Judgement Debtor**

Sl. no.	Date of order of proceeding	Order with signature of the Court
1	2	3
01-12-2025	<p>Attendance of decree holder Dr. Yogendra Prasad has been filed and upon call he is present in person. Though pairvi on behalf of judgment debtor is given but on repeated call no one is appears on behalf of judgment debtor. The decree holder pressed his petitions dated 13-05-2025 and 06-08-2025 praying that inspite of notice to the judgment debtor the decretal amount has not been paid and decree has not been satisfied so far. It was further submitted that the said notice has been received by the judgment debtor but no step was taken in furtherance of the said notice. He further submitted that so long as the person responsible will not be arrested; the decretal amount can not be realised.</p> <p>He submitted that inspite of issuance of notice for payment of the decretal amount from the account of the judgment debtor and receipts of the said notice on behalf of judgment debtor, no step was taken by the Principal of the said college or concern Secretary for satisfaction of decretal amount. He further prayed that not only the amount be attached but also the Principal and The Secretary of the said college be send to civil prison for violation order of this Court.</p> <p>Heard and perused the case record. From perusal of the record it is clear that the decree was passed in T.S 80/2009 in favour of decree holder and the said decree with partial modification was confirmed in Title appeal no 33/2018 by the court of III<sup>rd</sup> District Judge, Bhojpur at Ara. The decree holder has prayed that the account no. 538976788(SBI, Piro) which relates to the account of B.S.S college Bachri, Piro as well as account no. 31132408124 (SBI, Piro) relating to subsidy account of college be attached for the purpose of realization of decretal amount. From perusal of execution petition it is clear that this execution petition has been filed on 28-05-2018 and since then the decree holder is trying to realize the fruits of the decree passed by appellate court in Title appeal no. 33/2018.</p> <p>Hon'ble Supreme Court in Periyammal (dead) through Lrs. &amp; ors. v. V. Rajamani &amp; anr. Etc., 2025 INSC 329, has reiterated the guidelines issued in Rahul S. Shah v. Jitendra Kumar Gandhi, (2021) 6 SCC 418 and has directed to stressed upon the disposal of an execution petition within six months of its institution.</p> <p><b>Hence forth, The Manager, State Bank of India branch Piro at Bhojpur (Ara) is hereby directed to attach both the accounts, account no. 538976788(SBI, Piro) and account no. 31132408124 (SBI, Piro) related to the B.S.S college Bachri (Judgment Debtor) forthwith.</b></p> <p>Let a copy of this order be send to concern branch for immidiate compliance under estimation of this Court.</p> <p>The decree holder has filed a petition stating that the principal of the said college (Judgment debtor) Mr Ayajuddhin Khan, B.S.S college Bachri , Piro Bhojpur (Ara) Vill+P.O+P.S-Piro, Dist-Bhojpur, Pin code-802207, Mob no.</p>	

9939762494 and secretary Mr Naradmuni Thakur, B.S.S college Bachri , Piro Bhojpur (Ara) Vill+P.O+P.S-Piro, Dist-Bhojpur, Pin code-802207, Mob no. 8651735290 are the persons responsible for the non execution of said decree.

It is clear that the Principal and secretary of the college is head and brain of the college and inspite of notice, (which was received to them) they did not take any step for satisfaction of the decree.

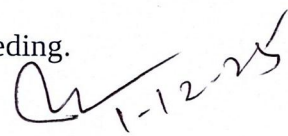
Let a notice to this effect be send to the principal of said college along with Secretary, Governing Body of B.S.S college, Bachri, Piro, as they being the principal of B.S.S college Bachri, Piro and Secretary of B.S.S college, Bachri, Piro have failed to satisfy a decree passed against the said college in Title appeal no. 33/2018 in favour of decree holder Dr. Yogendra Prasad .

They are hereby directed to explain within three days from the receipt of this notice as to why they be not arrested for the purpose execution of decree as this execution case is to be decided expeditiously by the order of Hon'ble Supreme Court.

You being the Principal and the Secretary of the said college are here by directed to pay the decretal amount to the decree holder with three days of the receipt of this show cause notice else this Court may issue warrant of arrest for detaining you in civil prison.

Office clerk is directed to send copy of this order to concerned.

Put up it on 08-12-2025 for further proceeding.

  
**Civil Judge (Sr. Div.)-I,  
Piro, Bhojpur.**

