

ORDERS ON IA No.I

This interim application has been filed by the decree-holder, U/S 39 R/w Sec.151 of CPC seeking for the transfer of Award of D.L.S. No.1/2018-19 passed by Assistant Registrar of Co-operative Societies, Tarikere on 13.06.2019 to the court of Prl. Senior Civil Judge, Chikkamagaluru for its execution by contending that the decree-holder has filed this execution petition for recovery of due amount as per the award in D.L.S. No.1/2018-19. The judgment-debtors have not paid the said award amount to the decree-holder. The judgment-debtors are residing and are having movable and immovable properties within the jurisdiction of Prl. Senior Civil Judge Court,

Chikkamagaluru. It is a matter of record that this execution petition has been filed based on the Award of D.L.S.No.1/2018-19 passed by Assistant Registrar of Co-operative Societies, Tarikere dated 13.06.2019 for recovery of a sum of Rs.17,73,523/- together with accrued interest as per the award. Under this application by contending that the judgment-debtors have movable and immovable properties at the jurisdiction of Prl. Senior Civil Judge court, Chikkamagaluru, it is sought to transfer the same to the said court.

As per Sec.39 (1)(a) and (c) of CPC, since the judgment-debtors have no movable or immovable properties within the jurisdiction of this court and as per the contention of the decree-holder, they have movable and immovable properties at Lakya Village of Chikkamagaluru Taluk, it is found necessary to transfer the award before the Prl. Senior Civil Judge Court, Chikkamagaluru for its execution in accordance with law. Hence, the following;

ORDER

IA No.I filed by the decree-holder, U/S 39 R/w Sec.151 of CPC is allowed.

Office is directed to transfer the Award in D.L.S.No.1/2018-19, dated

13.06.2019 as per Sec.39 of CPC to
the court of Prl. Senior Civil Judge,
Chikkamagaluru for its disposal in
accordance with law.

Issue intimation accordingly.

(Dictated to the Stenographer on computer, corrected, initialed
and then pronounced by me in open Court on this the 7th day of March-
2026)

Sd/-
Senior Civil Judge ,
Kadur.