

ORDER ON IA NO-3 FILED UNDER ORDER 21 RULE 26 OF
CPC.

1.	Provision under which the application is filed	Order 21 Rule 26 of CPC
2.	Relief sought for	For attachment of property
3.	The date on which the application is filed	11-12-2025
4.	Number of the application	I.A.No-3
5.	The date on which the objections are filed by different opponents	Nil
6.	The date on which the orders were passed on the said application	04-04-2026.

The decree holder has filed the present application for attachment of house property of the judgment debtors.

2. The decree holder has contended that, the suit filed by the decree holder for the recovery of money against the judgment debtor is decreed by the court. The judgment debtor No-1 has recently died and his legal representatives are brought on record. The house number 402 situated at V.K Salagar village is standing in the name of deceased judgment debtor No-1. The house No-20 situated at V.K. Salagar Village standing in the name of judgment debtor No-1 [c]. The house No-420 and 33 situated at V.K Salagar village are standing in the name of the father of the judgment debtor No-1 by name Chandsab. On the said material grounds the decree holder has prayed for allowing present application.

3. The decree holder has produced the form No-11 Tax demand register extract of house No-20 standing in the name of judgment debtor No-1 [c]. The said property is shown to be situated at V.K Salagar village of Kamalapur Taluk Kalaburagi District.

4. The decree holder has also produced the Form No-11 Tax demand register extract of house No-33 standing in the name of one Chandsab situated at V.K Salagar village of Kamalapur Taluka.

5. The judgment debtors have not appeared and objected the present application. The decree holder has only produced the property register extract of house No-20 standing in the name of judgment debtor No-1 [c]. The decree holder has not shown how the judgment debtor no-1[c] has acquired the said property. The decree holder has not produced any materials to show how judgment debtors have got right over the property of Chandsab and extent of right of the judgment debtors over the property of Chandsab.

6. Heard the arguments.

7. On perusal of the records, it appears that, the house No-20 situated V.K Salagar village is standing in the name of the judgment debtor No-1 [c]. The decree holder has filed the present petition for execution of money decree. The decree holder has not produced any materials to show how the judgment debtor No-1 [c] has acquired the property.

8. The decree holder has not produced any property standing in the name of the judgment debtors which is inherited by the legal heirs of the judgment debtor. Hence on considering the materials on record it appears that, the decree holder has not made out grounds for attachment of the property as shown by him in the application. The properties shown are also not situated within the jurisdiction of this court. Hence on considering the materials on record I am of the opinion that, the decree holder has not made out grounds for allowing the present application. Hence the present

application filed by the decree holder is required to be rejected.

Hence the IA No-3 filed by the decree holder is hereby rejected.

Senior Civil Judge and JMFC,
Afzalpur.