

IN THE COURT OF CIVIL JUDGE (SENIOR DIVISION),
YAVATMAL.

Spl Dkst. No.12/2022

1. Rajesh Gangaram Khade
2. Prashant Ratnakar Rohankar
3. Gurudevsing Balwantsing Tib

- Versus -

1. Viraj Wamanrao Wagh,
2. Wamanrao Shamrao Wagh

ORDER BELOW EXHIBIT 14

This is an application filed by the Decree holders to sale the seized property of the judgment debtors. Perused the application and say. Heard both the parties.

2) Today, the decree holders and counsel are present. The judgment debtors are absent. Their counsel is present. The decree holders have contended that as per bailiff report Exh. 13-A, B and C, the property agricultural land survey No. 31/1, area 1 H. 50 R., situated at Mouza Ner belonging to judgment debtors is seized by the Court. Even after that the judgment debtors are not following the order passed by the Court. They are intentionally avoiding to pay the decreetal amount.

3) The decree holders further contended that decree holder No. 1 is ill. He required medical treatment. The decree holders have prayed that the seized property be sold in auction and decreetal amount be satisfied.

4) In the say, learned counsel for the judgment debtors has stated that the application is false and same is strongly opposed.

5) Perusal of record shows that in Spl. Civil Suit No. 81/2019, the judgment is passed on 13/06/2022. The defendants are directed to pay Rs. 45,00,000/- to the plaintiffs along with 6% interest from the date of suit till the date of decree and 9% interest per annum from the date of decree till its realizations of the amount. In order to satisfy decretal amount, I pass following order -

Order

1. The application is allowed.
2. Superintendent/ Assist. Superintendent is directed to sell the property of J.Dr. which can satisfy the decreetal amount and to proceed as per Order XXI Rule 66, 67 and 68 of the Code of Civil Procedure.

Date - 03/01/2025.

(Rohidas Laxman Wankhade)
Civil Judge, Senior Division,
Yavatmal.