

OS 83/2024

ORDER ON I.A.I FILED UNDER ORDER
38 RULE 8 R/W SECTION 151 CPC

The suit is filed for recovery of amount of Rs.5,00,000/-. Meanwhile the plaintiff also filed I.A. to attach the property before judgment stating that the defendant is making attempt to dispose his property in spite of having burden of the payment of loan. Suppose the defendant is able to dispose his property nothing will available to the plaintiff to recover his loan amount. However, it is not proper to attach the property of the defendant without giving opportunity for hearing. Hence, prayer for grant of ad-interim order of attachment of property of the defendant before judgment is hereby tentatively rejected.

Issue notice on I.A.I and suit summons to the defendant if P.F. is paid.

Call on 30.07.2024.

Senior C.J. & JMFC.,
Nanjangud.

01.06.2024