

Ex.44/2024

ORDER

The execution petition is filed for recovery of amount of Rs.10,34,105/-. The judgment debtors have not appeared before the court. Hence, the decree holder filed the application under Order XXI Rule 54(1) and (2) r/w Section 151 of C.P.C. to attach the schedule mentioned property of the judgment debtors situated in Ward No.2, Corporation Property No.43/510-179, Assessment No.485/468.

The auction sale is one of the steps to recover the due amount. Here in this petition, the decree holder filed application to attach the property of the judgment debtors shown in the schedule since they failed to pay the amount. Therefore, the decree holder has rightly entitled to get the amount by putting the property by way of auction sale. Hence, application under Section XXI Rule 54(1) and (2) r/w Section 151 of C.P.C. is allowed. Property is ordered to be attached for auction sale. Hence, issue sale notice if P.F. paid.

For spot sale on 03.01.2025 and for court sale on 10.01.2025.

Senior C.J. & JMFC.,
Nanjangud.

11.11.2024