

MHAH170044862022



ORDER BELOW EXHIBIT 1.

Perused the record. The notice issued to Judgment Debtor No. 2 (Bhausahab Bhagaji Pawar) was returned unserved. The Bailiff's report, received at Exhibit 6 on 12th June 2024, indicates that the said Judgment Debtor is dead.

02. Despite the lapse of considerable time since the receipt of the report, the Decree Holder has failed to take the necessary steps to bring the legal heirs of the deceased Judgment Debtor No. 2 on record. Furthermore, the Decree Holder has neither produced the death certificate nor taken any steps to get the notice served upon the legal representatives.

03. Considering the time elapsed and the failure of the Decree Holder to take appropriate steps, the proceedings against Judgment Debtor No. 2 are liable to be dismissed.

04. The record further shows that the matter is already proceeding without Say against Judgment Debtor No. 1.

05. Regards Judgment Debtor No. 3 (Sampat Vitthal Gadve), the report at Exhibit 5 indicates that he has been duly served with the notice. However, he has remained absent.

06. In view of the above, I pass the following order:

ORDER

1. The proceedings against Judgment Debtor No. 2 Bhausahab Bhagaji Pawar stand disposed of for failure to take necessary steps.
2. The matter shall proceed *ex-parte* against Judgment Debtor No. 3 - Sampat Vitthal Gadve).
3. The matter to proceed further against the remaining Judgment Debtors according to law.

Place :- Rahata
Date :- 01/01/2026

(Santosh R. Bharad)
2nd Jt. C.J.J.D., Rahata