

The DHR and Counsel for DHR called absent. No representation.

I have perused the records.

Both the JDR No.1 and 2 officed at Dharwad which is beyond the territorial jurisdiction of this court. The JDR No.3 who is deputy commissioner Haveri is just a formal party who is not liable to pay the amount of the award under execution. In view of Sec.39 of CPC this court has no territorial jurisdiction either to attach the properties of JDR No.1 and 2 or to arrest them since they are having their properties at and officed at Dharwad. Therefore, it is necessary to issue DTC to enable the DHR to recover the amount of award under execution. Hence, issue DTC. The case is closed.

Sd/-

Prl. Sr. CJ and JMFC, Hangal