

IN THE COURT OF THE CIVIL JUDGE (SENIOR DIVISION),MUVATTUPUZHA

Present:- Sri. Atheek Rahman, Civil Judge (Senior Division)

Friday, the 27th day of September, 2024 / 5th Ashwina 1946

I.A.No. 1/2024 in O.S No.56/2024

Petitioner/ Plaintiff:-

Paul Varghese S/o Varghese 59 years ,Punnackal Veettil
Karingazha Kara, Kothamangalam Village, Kothamangalam
Taluk, Ernakulam District.

By Advs. Kuruvilla K.K & Dileep Varghese.

Respondent/Defendant:-

Eldhose, S/o Elias aged 44 years, Nirappukandathil Veettil,
Karingazha Kara, Kothamangalam Village, Kothamangalam
Taluk, Ernakulam District.

By Advs. Sherman A George & Sheen Kuriakose

This petition is filed under Order 38 Rule 5 and Section 151 of Civil Procedure Code for attaching the plaint schedule property and to communicate the order in SRO Kothamangalam and is coming on for hearing on 27.09.2024 in the presence of the above counsel and the Court on the same day passed the following:-

AD-INTERIM ORDER

Heard the learned counsel for petitioner, perused the affidavit and documents produced in support of the petition. I am satisfied that the petitioner has made out a prima facie case that the respondent is trying to

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alienate the petition schedule property with intend to delay the execution of the decree that may be passed against him. Hence, issue notice to the respondent under Order 38 Rule 5 of the CPC to furnish security for Rs.42,00,000/- (Rupees forty two lakh only) or to appear and show cause why security shall not be furnished. In the meanwhile, the petition schedule property shall be conditionally attached.

For return of notice and for reporting conditional attachment to 11.10.2024. Communicate order of attachment to the Village Officer and the SRO concerned.

Pronounced by me in Open Court on this the 27th day of September 2024.

Sd/-

ATHEEK RAHMAN

CIVIL JUDGE(SENIOR DIVISION)

APPENDIX :- Nil

Sd/-

CIVIL JUDGE(SENIOR DIVISION)

Typed by : Ss/-

Compd by :Svb /-

// True Copy //

(By Order)

Sheristadar

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O.S.No.56/2024

**Copy of Order
in I.A. 1/2024**

in O.S. 56/2024

Dated: 27.09.2024