

IN THE COURT OF THE MUNSIF, KARUNAGAPPALLY.

Present: Smt. Aswathy Nair, Munsiff.

Tuesday the 08th day of October, 2024/ 16th day of Aswina, 1946

I.A No.01/2024 in O.S No.325/2024

Between

Petitioner/Plaintiff:-

Phoenix Financiers,
TP XV/245, Edakulangara P.O.,
Karunagappally, Kollam – 690523.
Represented by its Managing Partner,
Subhalekshmy I,
Aged about 41 Years,
W/o.Sreejith, Kovilakam,
Pulioorvanchi North, Thodiyoor,
Thazhava P.O., Karunagappally Taluk,
Kollam.

By Advs. S.R.Prasanth & S. Sajeeb.

And

Counter Petitioner/
Defendant:-

Rajesh T., Aged about 43 Years,
S/o.Thankappan Achari,
Kaippali Kizhakkathil,
S.W Thazhava, Thazhava P.O.,
Thazhava Village,
Karunagappally Taluk, Kollam.

Adv. Abdul Salim

This petition filed by Petitioner/plaintiff u/o. 38 rule 5 of CPC.

This petition coming on for hearing before on 08.10.2024 and on the same day the court ordered the following:-

ORDER

Petition filed under order XXXVIII Rule 5 C.P.C

Heard the petitioner and perused the records. I am satisfied that the plaintiff has presented a prima facie case and that the defendant is about to alienate the petition schedule property with intent to delay the execution of the decree that may be passed against him. So, issue notice to the defendant/respondent to furnish security for Rs.4,48,000/- (Rupees Four Lakhs and Forty Eight Thousand only) or to appear and show cause why such security shall not be furnished on or before 19.10.2024. In the meanwhile, the plaint schedule property shall be conditionally attached.

Comply Order O.XXXVIII Rule 5. Communicate the order to SRO and Village Office concerned. For Return of Notice adjourned to 19.10.2024.

(Dictated to the confidential Assistant, transcribed and typed by him, corrected and pronounced by me in open court on this the 08th October, 2024)

Sd/
Aswathy Nair
MUNSIFF

Appendix : Nil.

Id/
Munsiff

//true copy//

Munsiff.

Typed by: Rekha. P.R.
Compared: