

MHKO030047972021



PWDVA No. 108/2021

Sou. Pranita Rohit Magdum

Vs.

Rohit Bhagwan Magdum

ORDER PASSED BELOW EXH. 32

1. Perused the application at **Exh. 32**. This is an application filed by the applicant for recovery of outstanding maintenance amount ₹96,000/- from the opponent. Hence, prayed that application may allowed and recovery warrant be issued against the opponent. The opponent has failed to file his say.

2. The learned counsel of the applicant submitted that, in view of order passed in interim application at Exh. 6 and it has ordered to pay ₹2,000/- to applicant No.1 and ₹2,000/- to applicant No. 2 from the filing of date of application till disposal of main application. But, the opponent failed to pay outstanding maintenance amount. He further submitted that, an amount of ₹96,000/- outstanding till today and opponent is under obligation to pay the said amount to the applicant. Thus, he prayed that, application be allowed and recovery warrant be issued.

3. Perused the record, it appears from the record that, the opponent is not regularly paying the maintenance amount. There is no stay granted by any other court. Thus, order of this Court is binding on Opponent. Therefore, it is just and proper to issue Distress/Recovery Warrant for recovery of outstanding maintenance amount. Hence, order -

ORDER

1. The application filed at **Exh.32** is allowed.

2. Issue Distress / Recovery warrant of ₹96,000/- against opponents.

Date : 04/03/2024

Sd/-
(M. D. Khasnis)
Judicial Magistrate First Class,
Court No. 6, Kolhapur.