

MHKO050019542026



ORDER BELOW EXH.05 IN SPECIAL CIVIL SUIT NO.43/2026
(Sunanda Totala vs. Arjun Jumrani and others)

Heard learned advocate for the plaintiff. Perused the application. After due service of summons the defendant failed to remain present before the court. The plaintiff has filed one application below Exh.5 under Order 38 Rule 5 of Code of Civil Procedure. The present suit is for recovery of amount of Rs.22,00,000/-. According to the plaintiff the defendant No.1 has only one immovable property situated at Sangli, Tal.- Miraj, Dist.- Sangli bearing Gat No. 248/3/2 having 1/4th share therein.

2. Learned advocate for the plaintiff further submitted that, if the defendant creates third party interest in the suit property it will become difficult to recover the outstanding amount against him. No purpose will be served by filing the suit for recovery of amount against the defendant. He has filed 7x12 extract of the suit property at Exh.3/11 which shows that the name of defendant No.1 is entered in the 7x12 extract to the extent of his share. In such circumstances it is necessary to restrain defendant from creating third party interest in the property belong to him.

3. The claim of plaintiff is for the amount of Rs.22,00,000/-. This is huge amount outstanding against the defendant No.1. In such

circumstances, in order to save future interest of the plaintiff, it is necessary to attach the property belonging to the defendant No.1. Hence, I pass following order.

ORDER

1. Application is allowed to the extent of attachment of property bearing Gat No. 248/3/2 situated at Sangli, Tal.- Miraj, Dist.- Sangli to the extent of his 1/4th share therein is hereby attached till further orders.
2. The defendant No.1 is restrained from alienating or disposing of this property belonging to in any manner till further orders of this Court.
3. The plaintiff is hereby directed to communicate this order to the defendant No.1 by R.P.A.D. within 7 days from today.

Ichalkaranji.
Date: 02.07.2026.

(G. M. Nadaf)
Civil Judge Senior Division,
Ichalkaranji.