

MHLA050012192009



Arb.R.D.No.127/2009

Osmanabad Janta Co-op. Bank
Vs. Avinash and ors.

ORDER BELOW EXH. 369.

01. The application is submitted by J.D. No.5 as per section 56 and 114 of the Civil Procedure Code. It is prayed that, being a woman, the arrest warrant against her may be cancelled.

02. Say is filed by D.H. Objection is raised to allow the application.

03. It is a fact that, arrest warrant is issued against J.D. No.5, who is a woman. During arguments, Ld. Advocates had submitted by pointing numbers of J.D.s. That is the reason why the arrest warrant was issued against J.D.s. considering them to be male persons.

04. As per section 56 of the C.P.C. a woman shall not be arrested or detained in civil prison in execution of a decree for payment of money. So, the order is revisited which is passed below Exh.353 and the effect of order against J.D. No.5 Hemlata Gadewar is withdrawn.

Date:23/09/2025.

Sd/-
(S.N.Sarde)
Civil Judge Sr. Div., Ahmedpur.