

Order below Exh.9 in Arbitration R. D. No.274/2021
Shriram City Vs. Madar and Anr.

By this application decree holder has requested to issue warrant of attachment of movable properties belonging to judgment debtor No.1. Perused application. Heard learned advocate for decree holder. It seems that amount Rs.8,01,773/- is yet to be recovered from the judgment debtor No.1. Record further shows that judgment debtor No.1 is not paying the amount by his own. He failed to appear even if notice is served to him. Therefore, the present darkhast proceeded ex-parte against judgment debtor No.1. In such circumstances, for execution of the decree, it is necessary to issue warrant of attachment of movable properties belonging to the judgment debtor No.1, as alleged. Thus, I pass following order:-

ORDER

- 1 Issue warrant of attachment of movable properties belonging to the judgment debtor No.1, subject to following conditions:-
 - a. An officer of the decree holder shall remain present at the time of execution of warrant of attachment of movable properties belonging to the judgment debtor No.1 along with panch witnesses, without making any excuse.
 - b. The decree holder shall deposit necessary transportation allowance today itself, required for bringing the movable articles belonging to the judgment debtor No.1 from place of their residence to the Court.

- c. The decree holder shall remain in touch with concerned bailiff for effective execution of the attachment warrant.
- 2 Failure on the part of the decree holder in complying with any of the above conditions will compel this Court to pass adverse orders including dismissal of the execution petition on next date.
- 3 No order as to costs.

(R. V. Pande)
Date :12/11/2025 Civil Judge, Senior Division, Nilanga,
Place: Nilanga District Latur.