

Order below Exh.11 Spl.Dkst. No.88/2018

By this application decree holder has requested to issue warrant against judgment debtor No.2, on the grounds stated in the application. Perused application. None appeared to argue. Record shows that this execution petition is filed for recovery of amount. After perusing the record it reveals that the address of both the judgment debtors is of Latur i.e. they are residing or working outside the jurisdiction of this Court. In such circumstances and as per the provisions of Section 39 (4) CPC, this Court has no authority to issue warrant against the judgment debtors who are residing or working outside the local limits of this Court. Thus, I am not inclined to issue warrant against the Judgment debtor No.2. Besides, the application doesn't disclose for how much amount warrant has to be issued against JD No.2. Hence, I pass following order:-

ORDER

1. Application is rejected.
2. No order as to costs.

Date : 26/06/2024

(Ashish B. Marlecha)
Civil Judge (Sr.Dn.),
Nilanga, Dist. Latur.