

Order below Exh.10 in Spl.Dkst. No.177/2016

By this application DH have requested for transferring the decree to the Court of CJSD,Latur, on the grounds mentioned in the application. Judgment debtors have filed their say. Perused application and say. Heard both the sides. Record shows that DH have filed this execution petition for recovery of Rs.12,63,849/- along with interest from judgment debtors. The address of both the judgment debtors of Latur. Admittedly, they are residing or working outside the local limits of this Court. Learned AGP Shri K.V. Pandharikar representing the State Government drawn my attention towards the order dated 07/08/2013 and 21/08/2013 issued by Collector, Latur empowering the concerned SDO's, within whose jurisdiction the acquisition proceedings took place, shall deal with those matters. In such situation, if SDO, Nilanga can be added as party to the execution proceeding *albeit* he was not party to the proceeding filed by decree holder for enhanced compensation. Therefore, in my opinion, the decree can be effectively executed if proper steps are taken. I find no reason to transfer the decree, as prayed. Hence, application is rejected.

Date :25/07/2024

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