

**ORDER BELOW EXH. NO.12 IN L.A.R. Dkst. NO.2/2024**  
**(Pankaj Deshmukh Vs. State and others.)**  
**CNRNO.MHLA170000182024**

Judgment debtor No. 3 has filed application submitting that, arrest warrant issued by this Court is unwarranted and against the provisions. It is required to be called back or set aside. It is necessary to issue attachment warrant with list of attachable articles and property of the judgment debtor. The decree holder has not given authentic list of attachable property. There is no panchnama conducted by the concerned Bailiff in that respect. The decree holder only with intention to keep judgment debtor behind the bar has filed the application at Exh. 10, which is miscarriage of law.

The judgment debtor is ready to deposit decretal amount in the Court as early as possible. The judgment debtor has filed demand proposal before the Higher Authority vide letter dated 04/11/2024 and 14/07/2025 which is pending before the Higher Authority. As soon as Higher Authorities sanction the amount demanded and said amount is transferred to the office of judgment debtor, it will be deposited in the Court. Therefore, the judgment debtor No. 3 prayed to allow his application setting aside order of arrest passed against him.

2. Perused the say of decree holder. He submits that notices are served on judgment debtors. Judgment debtors have not deposited any amount till today in the Court. Judgment debtor is intentionally avoiding to pay the amount though warrant is issued against judgment debtors. Hence, it is prayed by decree holder that, the application be rejected.

3. Heard learned counsels for both the parties. Perused the record. Already in view of order passed below Exh. 10 arrest warrant is issued against judgment debtor No. 3 for recovery of compensation amount on 02/07/2025. Judgment debtor No. 3 appeared before the Court on 30/08/2025 by filing pursis Exh. 11 through the advocate and filed this application on record for setting aside the order passed below Exh. 10. However, the judgment debtor No. 3 failed to deposit decretal amount since then till today even after laps of 5 months 10 days. The conduct of judgment debtor No. 3 reveals that, he wants to prolong the matter. Hence, the application is liable to be rejected. Therefore, I pass following order:-

**ORDER**

The application is rejected.

Date : 10.02.2026.  
Place : Ausa.

( P. I. Mokashi )  
Civil Judge Senior Division,  
Ausa.