

DISTRICT: SONITPUR

PRESENT: - SUNDEEP KASHYAP DAS, AJS

IN THE COURT OF CIVIL JUDGE (SENIOR DIVISION), SONITPUR, TEZPUR

Money Execution-06 of 2020 [OLD PENDING]

SL NO OF ORDERS	DATE	ORDER	SIGNATURE
	16.06.2025	Today is the date fixed for Service Report. Perused petition No. 407/2025 filed on behalf of the decree holder seeking adjournment on the ground that learned Counsel, Sri S. Borthakur, was unable to contact the decree holder as his phone was reportedly not reachable. As a result, it is submitted that the proper address of the judgment debtor could not be ascertained. The case record reveals that there are five judgment debtors in this proceeding and that the matter has remained pending at the stage of Service Report since 31.08.2020. It further appears that steps were last taken upon the judgment debtors on 05.02.2021 and 11.11.2021. Despite the lapse of considerable time, no meaningful progress has been made. The process server has consistently reported that Judgment Debtors No. 4 and 5 do not reside at the given address, as no such office exists at the location mentioned. It was incumbent upon the decree holder to verify and furnish the correct and current address of the said judgment debtors. However, no such effort appears to have been made till date. The excuse advanced today, that the decree holder could not be contacted due to an	 Civil Judge, S. D. Tezpur

unreachable phone, is far from satisfactory. In the present digital age, where multiple modes of communication exist, including physical visits, it is inexplicable how an engaged Counsel can remain completely disconnected from his own client.

The dismissive and negligent conduct of the decree holder has clearly impeded the progress of this execution proceeding. Had he shown even a bare minimum effort and sincerity, the attendance of the judgment debtors could have been secured long back.

This Court finds no merit in granting further indulgence in anticipation of some miraculous compliance in the future. The conduct of the decree holder throughout this proceeding reflects a complete disregard for the process of law.

In view of the above, the petition stands rejected. The execution proceeding is hereby dismissed for want of due diligence and prosecution.


Civil Judge, Sr. Div
Sonitpur, Tezpur