

ORDER BELOW EXH. 107 IN R.D. No.50/2010
(Chandrakant Vs. State and others)

From the record and proceeding and averments in the application it shows that on 28.08.2012 my learned predecessor issued possession warrant in respect of suit property on depositing necessary process fees. Accordingly, possession warrant Exh.59 was issued and sent for execution. The said warrant written without execution with remark that there were 3 Electricity Poles erected in the suit property due to which execution of possession warrant in respect of the suit property cannot be possible. Thereafter, as per direction of my learned predecessor below Exh. 86 dated 09.08.2016, the electricity board removed electricity poles from the suit property and submitted compliance report at Exh. 106.

2. Moreover, I also called report from the concerned Superintendent of this Court and Section clerk to ascertain that whether there is any stay order received from the Hon'ble Appellate Court or Hon'ble Higher Court. The concerned Superintendent and clerk submitted report on the application and thereby they stated that this office has not received any stay order in respect of execution of decree. In such circumstances it is just and proper issue possession warrant in respect of suit property on depositing necessary charges as per rule. Returnable on 22.11.2017.

Sd

(Satish B. Hiwale)
Civil Judge Sr.Dn.,
Biloli.

Date: 4th November 2017.

2 ORDER BELOW EXH.

CERTIFICATE

