

MHOS120018942025



Spl.CS No. 23/2025
Dhanraj & Ors. Vs. Bhimrao.

ORDER BELOW EXH.5
(Passed on 10th July, 2026)

Perused record and proceeding. Defendant and his Ld. Advocate absent. Ld. Advocate for plaintiff present and submitted that, defendant failed to comply order below Exh.5 passed on 31/01/2026 regarding furnishing security of amount of Rs.12,00,000/- under Order 38 Rule (5) 1 of CPC. In such circumstances the property of defendant needs to be attached before judgment.

2. On perusal of record it is depicted that, after passing order below Exh.5 more than sufficient time given to the defendant to furnish security for compliance of the said order. Despite that he failed to furnish security. In such circumstances the property of defendant required to be attached before judgment as the order below Exh.5 is passed in that regard. Today also defendant failed to furnish security. Hence, I found substance in the submission of the plaintiff advocate regarding the attachment of property of defendant before judgment. Accordingly, I proceed to pass the following order.

ORDER

The 1/4th share of defendant Bhimrao JanardhanDeshmukh in survey no.10 situated at Lonkhas Tq. Washi, Dist. Osmanabad stands attached vide Order 38 Rule 5 (4) of CPC until further order of the Court.

(Dictated and pronounced in open Court.) Sd/-

Dated : 10/07/2026
Place : Bhoom

(Smt. P. S. Jadhav),
2nd Jt. Civil Judge, Sr.Dn., Bhoom.

CERTIFICATE

I affirm that, the contents of this P.D.F file judgment are same,
word to word, as per the original judgment.

Name of Stenographer	---	Shri. D. B. Nikam, Stenographer Gr-II
Court	---	2 nd Jt. Civil Judge Sr. Dn.,Bhoom
Date	---	10/07/2026
Order signed by the Presiding officer on	--	10/07/2026
Order uploaded on	—	10/07/2026