

MHSN020014972023	<u>ORDER BELOW EXHIBIT NO. 12 IN</u> <u>REG. DAR. No. 42/2023</u> Shiv Majestic Grahnirman Co Op Society Sangli Vs Ramesh Nivrutti Karande
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The present application is filed for issuance of recovery warrant against the JD Ramesh Nivrutti Karande for the recovery of Rs. 1,81,454/- under police protection.

2. The darkhast notice is duly served upon the JD. He appeared and objected the execution on the ground that the surname of the JD in the present proceeding is different than his. After considering the said objection, the learned predecessor of this Court by order below Exh. 10 on 03.03.2025 issued recovery warrant.

3. When recovery warrant was issued against him below Exh. 11, he again obstructed the execution of recovery warrant again on the same ground. Hence, the warrant is returned to the Court without execution. Admittedly, as per the report also, the surname of the person mentioned in the execution petition is different than that of person living in the Second floor, Flat No. 8, Shiv-Majestic Co.-Op. Hsg. So., Sangli. Therefore, this Court cannot travel beyond the decree of the Court and consider that these two names are of one person. In result, I am not inclined to allow this application. Hence, the order :-

ORDER

The application is hereby rejected.

Date:- 20.11.2025.
Sangli.

(Smt. Rohini S. Patil)
Joint Civil Judge, (Jr. Dn.),
Sangli.