

ORDER BELOW EXH.1 IN A.R.D. NO. 14/2023

(Adani Capital Pvt. Ltd. Vs. Shirpa Kale and ors.)
[CNR No. MHSO-1200-0028-2023]

Decree Holder and its learned advocate are absent when called repeatedly in both sessions. They are absent since long. Present darkhast is pending for steps since long. The D. H. has neither provided the list of articles to be attached in execution of Jangam warrant. So also the D.H. has neither provided copy of Exh. 1 to prepare kamgiri since long. Therefore, kamgiri could not be done. The darkhast is of the year 2023 and pending unattended since long. Considering the oldness of the matter, continuous absence of decree holder and its failure to take steps, there is no propriety to keep the matter pending again. So also, the continuous absence of decree holder shows that, decree holder does not want to proceed further with this darkhast. So also, in case of *Rahul S. Shaha Vs. Jinendra Kumar Gandhi (2021 (6) SCC 418)*, and *Periyammal (dead) through Lrs. Vs. V. Rajamani (2025 SCC Online SC 507)* the Hon'ble Apex Court has directed that execution petitions to be completed within six months from the date of filing. Hence, the following order.

ORDER

1. A.R.D. No. 14/2023 is dismissed in default for want of steps.
2. No order as to costs.

Date : 15/04/2026

(Revati M. Kante)
Jt. Civil Judge, Sr. Div., Barshi.

CERTIFICATE

I affirm that the contents of this PDF file Judgment/Order are same word to word as per the original Judgment/Order.

- a) Name of the Stenographer : G.L.Sutar, Steno. Grade-2
- b) Court : Jt. C.J.S.D. and A.C.J.M.,
Barshi.
- c) Date of Judgment/Order : 15.04.2026
- d) Judgment/Order signed by
the Presiding Officer on : 15.04.2026
- e) Judgment/Order uploaded on : 15.04.2026