

ORDER BELOW EXH.1 IN A.R.D. 222/2021

(IndusInd Bank Ltd.Vs. Prashant Bagale and ors.)
[CNR No. MHSO-12000-372-2021]

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. Jangam warrant issued in view of application below exh.10 returned un-executed for the reasons mentioned by the bailiff dated 28.02.2025 below exh.11. Since then, the darkhast is pending for taking steps by D. H. It is the duty of the D.H. to take proper steps and proceed further. The darkhast is of the year 2021 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.222/2021 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