

MHST070025352022



Order Below Exh. 40 in RD No. 47/2022
(Balkrishna Vishnu Patil Vs. Rameshwar Trimbak Swami)

The judgment debtor No.1 has filed draft issues. The decree holder objected for said draft issues by filing say. It is contended that, this Court has directed parties to file draft issues for deciding the claim of third party. The third party and the decree holder have filed their draft issues below Exh. 38 and 39. The judgment debtor No.1 is having no concern with said dispute. Hence, the decree holder prayed to discard the issues and keep the execution proceeding for speedy disposal.

2. Heard both sides.

3. Perused the record. Record shows that, this Court has passed order dated 11/07/2025 below Exh.18 and directed parties to file draft issues for adjudicating claim of the third party. Said draft issues are already filed by the third party and the decree holder. Therefore, draft issues filed by the judgment debtor for deciding claim of the third party needs to be discarded. In the result I pass following,

ORDER,

The draft issues filed by the judgment debtor below
Exh. 40 are discarded.

Date : 07/11/2025

(Prashant P. Kulkarni)
4th Jt. Civil Judge Junior Division,
Karad.