

Order Below Exh.80
(Passed on 04/02/2025)

This is an application filed by plaintiff for issuance of directions to the concerned bailiff that he shall work without assistance of the police aid, as directed. He further submitted that the concerned bailiff showed his inability to perform his duty in absence of the police aid, as per order below Exh.54.

2. Say of the Receiver / Court Commissioner and other side has been called. Accordingly, they filed it. The Receiver in his say, has kept mum about providing police aid at the time of work of commission. On the other hand, he submitted that the bailiff be directed to remain present on 05.02.2025 at about 9.30 am for the work of commission. The defendant has no objection for the application.

3. Perused the record. Heard Ld. Advocate Mr. G.L. Pawar, Receiver Ld. Advocate Mr. S.C. Khadasare and Ld. Adv. Miss. P.R. Nanaware for the defendant. On perusal of the application and on hearing both the sides, it appears that the police aid is not required by the parties. In such circumstances, if there is no need for police aid, the concerned bailiff should not insist upon the same. At the most, if there appears any instances of obstruction to the work of commission, the Receiver and the concerned Bailiff may mention it in their report.

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4. In view of the above discussion, the application is disposed of with directions to the concerned bailiff that he should not insist upon the police aid for the work of commission, especially when there is no such instances of the obstruction.

Date : 04.02.2025

(R.M. Bhende)
Jt. Civil Judge Junior Division
Wai, District Satara.