



**ORDER BELOW EXH.20 IN Spl. DARKHAST NO.5/2021**  
(CNR No. MHWS02000182-2021)  
Indubai Khule Vs. Baban Akhand

- 1] The decree holder has filed this application under Order 21 Rule 54 of the Civil Procedure Code, 1908 (for short 'C.P.C.')
- 2] According to the decree holder, an amount of Rs.5,75,075/- is due from the judgment debtor in view of the judgment & decree passed in R.C.S. No.144/2013. But, the judgment debtor avoids to clear up the said dues. With this, the decree holder has prayed that this application be allowed.
- 3] As the judgment debtor has not filed his say to this application, this application against him proceeded without his say.
- 4] I have heard Ld. Advocate Mr. Mahale for the decree holder at considerable length, and have gone through the record. Ld. Advocate Mr. Kale for the judgment debtor was absent though called out repeatedly.
- 5] It is matter of the record that the decree holder has filed this execution petition on the basis of the decree passed in R.C.S. No.144/2013. Upon perusal of 7/12 extract of the land bearing Block No.235, it is seen that the judgment debtor is owner of the land admeasuring 24 Are. As the judgment debtor has not cleared up dues of

the decree holder, I have no hesitation to hold that this application deserves to be allowed. With this, I proceed to pass the following order -

**ORDER**

- 1] Application Exh.20 is allowed.
- 2] The judgment debtor is hereby prohibited from transferring or charging the land admeasuring 24 Are out of Block No.235 situated within the jurisdiction of village Pangari Dhankute, Tq. Malegaon, Dist. Washim in any way, and however, all persons from taking any benefit from such transfer or charge are prohibited.
- 3] The judgment debtor shall attend the Court on dated 15/04/2025 to take notice of the date to be fixed for settling terms of the proclamation of sale.
- 4] The order shall be proclaimed at some place on or adjacent to aforesaid land by beat of drum or other customary mode, and copy of the order shall be affixed on a conspicuous part of aforesaid land & then upon a conspicuous part of the Court house.
- 5] Issue attachment warrant against the judgment debtor under Order 21 rule 54 of the C.P.C., accordingly.
- 6] No order as to costs.
- 7] Parties to the proceeding shall take note of this order.

Washim  
Date:- 19/03/2025.

( S. S. Ubale )  
Civil Judge (Sr. Div.), Washim.

**CERTIFICATE**

I affirm that the contents of this PDF file judgment/order are same word to word, as per original judgment/order.

- 1) Name of Stenographer :- S. P. Kale (Stenographer G-III)
- 2) Name of Court :- Civil Judge (S.D.), Washim.
- 3) Date :- 19/03/2025
- 4) Order signed by the  
presiding officer on :- 19/03/2025
- 5) Order uploaded on :- 20/03/2025