



Order below Exh. 1 in Reg. Execution No.11/2019
Vitthal Bhaurao Kakde -VS- Haridas Shamrao Mohitkar
(Passed on 08.01.2024)

The application Exh.10 filed by decree holder for issuance of possession warrant in order to execute decree passed in R.C.S.No.21/2014. Whereas, application (Exh.13) is filed for granting Special Bailiff for the execution of decree.

03. In response to said Darkhast, this court issued notice to the Judgment debtor. Inspite of service of notice, Judgment debtor not turned before the Court and not filed his say.

04. Perusal of record shows that as per judgment and decree passed in R.C.S.No.21/2014, decree holder has filed the present application for possession of Plot No.8, admeasuring area 160 sq. mtr. (1721.60 sq.ft.) in land Gat no.235/1 of mauza Niwali, Village No.185 of Taluka Wani, having four boundaries; towards East- Plot No.7 of Natthu kakde, West-Plot No.9, North-Layout road and South-Plot of Vaidya. Further there is nothing on record which restrict the execution of decree. Decree holder is ready to pay requisite fees of Special Bailiff. Thus, I pass following order-

ORDER

1. Applications (Exh.10 & 13) are allowed.
2. Issue Possession Warrant as per Order XXI Rule 35 of the Code of Civil Procedure
3. Special Bailiff is allowed subject to payment of requisite fees.

Place : Wani.
Date : 08/01/2024

(P. C. Bachhale)
Jt.C.J.J.D. Wani.