

ORDER BELOW EXH.18 IN A.R.D. No.567/2025

(CNR No.MHJG-0500-0545-2026)

01. Present application is filed by Decree Holder under Order XXI Rule 41 of Code Of Civil Procedure.
02. Read the application and say filed by Judgment Debtor No.2.
03. Heard learned Advocates for the parties.
04. On perusal of record it transpires that, decree under execution is for payment of money and remained unsatisfied for the period of 30 days. Decree holder prayed for invoking provisions of Order XXI Rule 41 of C.P.C. It is well settled proposition of Law, powers given under sub-rule 2 of Rule 41 is without prejudice to the powers under sub-rule 1 of Rule 41. Considering the fact that, decree is for payment of money and is unsatisfied, hence it is necessary to invoke provisions of Order XXI Rule 41 of Code Of Civil Procedure. Accordingly, following order is passed :-

:: ORDER ::

01. Judgment- Debtor No.02 is hereby directed to personally attain court for examination as to property or means to satisfy the decree, vide Order XXI Rule 41(1) of Code Of Civil Procedure.
02. Judgment-debtor No.02 is hereby directed to file affidavit stating particulars of it's assets on or before next date, vide Order XXI Rule 41(2) of Code Of Civil Procedure.

Place:- Jalgaon
Date :- 16.07.2026

(S.B.Walke)
Jt.Civil Judge Sr. Division,
Jalgaon.