

**Money Execution 13 of 2014**  
**CIS No. 276 of 2013**

Present : Ms Varsha Bansal Agarwal  
Addl. District Judge, 2<sup>nd</sup> Court,  
Burdwan, Dist.- Purba Bardhaman.

Order No. 48.  
Dated – 16.09.2025.

Today is fixed for hearing of petition dt. 26.07.2025 filed by Dhr and acceptance of calculation sheet.

Ld. Advocate for the Dhr and Ld. Advocate for the Jdr are appear before this court.

Hazira is filed on behalf of Dhr and one time petition is filed for Jdr which is heard considered and rejected as many opportunities has been given to Jdr but he failed to proceed with the case by taking time on each date.

Ld. Advocate for the State representing the G.P submitted that she intends to file the calculation sheet but record reveals that on 28.11.2024 calculation sheet was filed by Jdr but no argument in that respect with regard to its calculation is placed though Ld. Advocate for Dhr categorically has shown the calculation of decreetal amount in the calculation sheet filed by him. As such, the calculation sheet filed by Dhr is accepted.

Now, the record is taken up for hearing of petition dt. 05.04.2022 filed by Dhr.

Ld. Advocate for the Dhr submitted that the decreetal amount is remained unsatisfied since 2010. For such reason, for satisfaction of decreetal amount direction be given to ADM (LA), Purba Bardhaman to hold the P.L account of the State being described as “ General” with schemes ID and description 4877 or the P/L Account described as “LA Contingency with Scheme ID and description 5123 under the custody and control of ADM (LA), Purba Bardhaman within specified time including interest or dividend becoming payable thereon till the satisfaction of the decree of decreetal amount of Rs. 2,58,859/- only by the order of the court and a report should be called for in respect of such held up from the ADM (LA) within stipulated time, otherwise, the petitioner will be highly prejudiced.

Ld. Advocate representing the State raises objection.

Heard, considered and after perusing the materials on record, this court finds that the instant L.A execution case is pending since the year 2010. The present decreetal dues comes to the tune of Rs. 2,58,859/- only as on 26.09.23.

Ld. Advocate for the Dhr relied upon clause 12 of the Treasury Rules published in Kolkata Gazettee notification on June, 14, 2005 wherein stated that “when a court has .....head with a challan”. Therefore, this court finds that since it is the duty of the court to execute the decree passed by this court by way of attachment. Hence, this court do not find any reason to refuse the prayer of Dhr for attachment u/o-21 rule 52 of CPC. As such, the petition for attachment u/o-21 rule 52 of CPC filed by the Dhr is allowed on contest for the purpose of payment of decreetal due towards satisfaction and discharge.

Therefore, the PL account no. of the State being described as “LA Contingency with Scheme ID and description 5123” which is under the custody and control of ADM (LA), Purba Bardhaman, be attached on or before 24.09.2025 for an amount of Rs. 2,58,859/- by the ADM (LA), Purba Bardhaman.

Decree Holder is directed to file requisite at once, if any.

Fix 29.10.2025 for compliance report.

Let a copy of this order be sent to Ld. G.P to inform the ADM (LA), Purba Bardhaman.

Dictated & corrected by me

Sd/-  
A.D.J

Sd/-  
Addl. District Judge, 2<sup>nd</sup> Court,  
Burdwan, Dist.- Purba Bardhaman.