

MHSN050035622022



Civil M.A. No. 171/2022

Bank of India v/s. Bapurao Shinde and others

Order below Exh. 1

This is an application for transfer of decree u/s. 39 of Code of Civil Procedure, 1908. The Judgment Debtors are actually and voluntarily resides within the local limits of the jurisdiction of the Hon'ble Civil Judge (Sr.Dn.), Karad, Dist. Satara. Similarly, Judgment Debtors are not having any property situated within the jurisdiction of this Court. The Judgment Debtors are having the property situated in the Kasar Shirambe, Tal. Karad, Dist. Satara. In view of aforesaid circumstances the decree can be executed where Judgment Debtor is residing or where he is having the property. In fact, in case of transfer of decree calling of say of other side is not necessary. Hence, no notice is issued to Judgment Debtors. Considering the fact that Judgment Debtors are residing outside the jurisdiction of the Court, it is necessary to transfer it to the Court where Judgment Debtors are residing and having the property. Hence, this Court proceed to pass following order :

ORDER

Decree be transferred to the Hon'ble Civil Judge (Sr.Dn.), Karad, Dist. Satara alongwith necessary certificate as contemplated to transfer the decree.

Islampur.
Date 22/02/2023

(H. P. Pancholi)
7th Jt. Civil Judge Jr. Dn.,Islampur.