

Money Execution 19 of 2016

Order No. 50 Dated: 06-09-2024.

As the record goes to show that today is fixed for passing necessary order after hearing the matter on 05-09-2024. The order to be passed is whether the immovable property of the judgement debtor (husband) as shown and described in the execution application for decree could be directed to be attached or not in execution of the decree. In this behalf as I see that the decree holder (wife) filed the description or documents of the property of the judgement debtor (husband) which are sought to be attached in execution of the arrear maintenance amount.

However, after scrutiny it appears 1) that there is a mismatch in the description of the property as shown in the schedule of the executorial application which were sought to be attached and be sold in auction and the details of the property by documentary evidence which have been submitted before this court in terms of order No. 50 dated 08-08-2024.

Moreover, this court has failed to find any documentary proof that in terms of the order No.47 dated 18-10-2023 and Order No.50 dated 08-08-2024 the decree holder/wife has furnished the proof of any document wherefrom it could be ascertained that the Judgement debtor (husband) owns any immovable property which could be attached.

With this observation, this court is posting the matter further on 20-11-2024 for further hearing to be made in the presence of the Ld. Advocate for the decree holder (wife).

Dic. & correct by me

ADJ 3rd Court,

**Additional District Judge,
3rd Court, Howrah.
JO Code No. WB00787**