

In the Court of the District Judge, Murshidabad

Present: Sri Partha Pratim Chakraborty
District Judge, Murshidabad
(JO-WB01240)

Arbitration Execution 59/2024

Order No. 12 dtd. 28.01.2026

Today is fixed for filing amended execution application by DHR and exparte hearing of this case.

DHR files amended executon application. Let the same be kept with the record.

The case record is taken up for ex parte hearing.

Heard Learned Advocate for the petitioner/deGREE holder.

This instant execution petition has been filed by the petitioner/deGREE holder HDB Financial Services Ltd.under Order 21, Rule 11 of the Civil Procedure Code for execution of the decree passed on 12.09.2022 against the defendant/Judgement Debtor and recovery of Rs. 36,97,614/- along with interest @ 18% per annum till realization and other cost.

Although summons of this execution case has been duly served upon Jdr., but he did not turn up. Hence, this case is heard exparte.

I have perused the case record and the award of the arbitrator passed in Arbitration No. ARC/HDB/VL/31112.

Hence Decree holder filed this instant execution case.

Considered entire facts and circumstances, I am of the view that the D.Hr is entitled for realization of a sum of Rs. 36,97,614/- along with interest @ 18% per annum till realization from the date of claim till realization and other costs of Rs. 800/- by way of attachment and sale of the Execution Petition Scheduled property. I do not find any ground to refuse the execution of enforcement of Award and dismissal of the Execution Petition.

Hence, an order for attachment of properties mentioned in the schedule of the execution petition shall be passed.

In the result, the Execution Petition is allowed ex parte.

Decree Holder is directed to take proper steps

To **18.03.2026** for taking steps by the the DHR.

Dictated and corrected by me

District Judge, Murshidabad

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