

Precedent No. 9

**AFFIDAVIT: UNDER ORDER XXI, RULE 37 OF THE CODE OF CIVIL PROCEDURE,
1908- NOTICE**

BEFORE THE HON'BLE SUBORDINATE JUDGE'S COURT,

E.P. No.....of 20.....

In

O.S. Noof 20.....

IN THE MATTER OF:

A.B

.....DECREE HOLDER

VERSUS

B.C

...JUDGEMENT DEBTOR

AFFIDAVIT

I....., aged years, S/o, Chief Executive Officer, Pvt. Ltd., do hereby solemnly affirm and state as follows:

1. That I say, that I am the Chief Executive Officer of the plaintiff Company and I am well conversant with the facts and circumstances of the case. I am duly authorised to swear to this affidavit on behalf of the plaintiff company.
2. That I say, that the plaintiff company had obtained a decree against the judgment-debtor for the realization of an amount of Rswith interest and costs. The judgment debtor is known to have landed properties and adequate liquid cash to pay off the decree debt in lump sum. He sold the attached property for substantial price. He is the owner of two brand new Honda cars. He also possesses abundant movable property not only at his premises where he is carrying on business in the name and style of M/s He is very much capable of paying off the entire decree amount in lump sum.
3. Hence, it is just and necessary that this Hon'ble Court be pleased to issue notice under Order XXI, rule 37 of the Code of Civil Procedure, 1908, to the judgment debtor to order that he be arrested and put in prison.

SdJ

Deponent.

Verification

Verified aton this theday of , 20, that the contents of the above affidavit are true and correct to the best of my knowledge, belief and information and nothing material has been concealed therefrom.

SdJ

Deponent.

Solemnly affirmed and signed before me by the deponent, who is personally known to me, on this the day of....., 20

SdJ

Counsel for the deponent.

Note: Affidavit to be attested by the appropriate authority prescribed under law.

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