

EXECUTION PETITION FILED UNDER RULE - 141 (2) C.R.P
ORDER XXI RULE 36 OF C.P.C

IN THE COURT OF THE HON'BLE I SENIOR CIVIL JUDGE, C.C.C
AT: HYDERABAD

E. P. No. OF 2023
 IN

O.S.NO. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex
Represented by its Partner
Sri. Soham Modi, S/o.Late Sri Satish Modi,
having its Registered office at
5-4-187/3 & 4, IInd Floor,
Soham Mansion, M.G.Road,
Secunderabad-500003.

...Decree Holder

AND

Syed Sharfuddin Quadri S/o. Syed Tajuddin Quadri,
Carrying on business at Shop No.7,
D.No. 5-9-189/190, Lower Groud Floor,
Methodist Complex, Chirag Ali Lane,
Abids, Hyderabad.

...Judgment Debtor

1.	No. of Suit	O.S.NO. 709 OF 2018
2.	Name of the Decree Holder	M/s. Modi Builders Methodist Complex Represented by its Partner Sri. Soham Modi, S/o.Late Sri Satish Modi, having its office at 5-4-187/3 & 4, II nd Floor, Soham Mansion, M.G.Road, Secunderabad-500003.

FOR MODI BUILDERS METHODIST COMPLEX

Partner

3.	Name of the Judgment Debtor	Syed Sharfuddin Quadri S/o. Syed Tajuddin Quadri, Carrying on business at Shop No.7, D.No. 5-9-189/190, Lower Ground Floor, Methodist Complex, Chirag Ali Lane, Abids, Hyderabad.
4.	Date of Decree	29-08-2022
(a)	Whether any an appeal preferred from decree @ with date of result	Nil
(b).	Payment or adjustment made if any subsequent to decree	Nil
(c).	Previous application No. date and result for execution with	Nil
(d)	Amount of Decree	Nil
(e)	Interest	Nil
(f)	Future damages	Nil
(g)	Amount of Costs Awarded	Rs. 8,964.00
(h)	E.P. Cost/ Advocate Fee	Nil
(i)	Total	Rs.8,964.00
(j)	Deduct payment if any	Nil
(k)	Balance	Nil
(l)	Against whom to be Executed	Judgment Debtor and persons claiming on behalf of Judgment Debtors

5. Relief Prayed:

As per the judgment and decree passed by this Hon'ble Court dated 29.08.2022 by granting two months time to deliver vacant possession of the suit schedule property. The Judgment Debtor may be pleased to issue warrant of eviction directing the bailiff to deliver and handover vacant physical possession of the suit schedule property by putting the Decree Holder in possession and the same be executed under Order XXI Rule 36 of C.P.C.

For MODI BUILDERS METHODIST COMPLEX

 Partner

VERIFICATION

I, Soham Modi S/o. Late Sri. Satish Modi, (Partner M/s. Modi Builders Methodist Complex, Represented by its Partner of the Plaintiff Firm, having its office at 5-4-187/3 & 4, IInd Floor, Soham Mansion, M.G.Road, Secunderabad-500003., the Decree Holder above named declared what is stated in Columns No.(1 to 6) is true to my/our knowledge and what is stated in Para (Schedule) is on information and belief and the same is true.

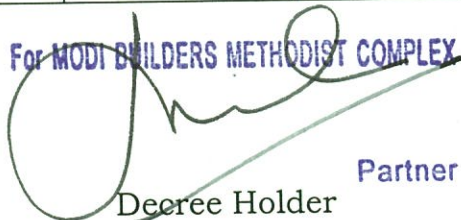
For MODI BUILDERS METHODIST COMPLEX

Partner
Decree Holder

Advocate for the Decree Holder

SCHEDULE OF PROPERTY

S.No.	Description of the Property	Interest of Judgment Debtor	Encumbrance
1.	All that Shop No.7, in the Lower Ground Floor, in the premises known as Methodist Complex, bearing D.No. 5-9-189/190, situated at Chirag Ali Lane, Abids, Hyderabad and bounded by: North by : Shop No.7B South by : Shop No.6 East by : Road West by : Passage	Tenant	Eviction of Judgment Debtor

For MODI BUILDERS METHODIST COMPLEX

Partner
Decree Holder

Advocate for the Decree Holder

**IN THE COURT OF THE HON'BLE III
SENIOR CIVIL JUDGE, C.C.C
AT: HYDERABAD**

E.P. No. OF 2023

**IN
O.S.NO. 709 OF 2018**

Between:

M/s. Modi Builders Methodist Complex,

...Decree Holder/
Plaintiff

AND

Syed Sharfuddin Quadri ...Judgment
Debtor/
Defendant

**EXECUTION PETITION FILED UNDER
RULE - 141 (2) C.R.P
ORDER XXI RULE - R. 36 OF C.P.C**

Filed on:

Filed by:

Sri. C. Balagopal,
C.V. Chandramouli
P. Vikram Kumar,
Advocates

Flat No.103, Suresh Harivillu Apts,
Road No.11, West Marredpally,
Secunderbad - 500026.
Mail id: vikramkumaradvocate@gmail.com
Cell: 9849483379
Counsel for Decree Holder.

IN THE COURT OF THE HON'BLE I SENIOR CIVIL JUDGE , C.C.C
AT: HYDERABAD

Execution Petition NO. OF 2023

IN

O.S.NO. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex,

...Decree Holder/
Petitioner

AND

Syed Sharfuddin Quadri

...Judgment Debtor/
Respondent

NO STAY AFFIDAVIT

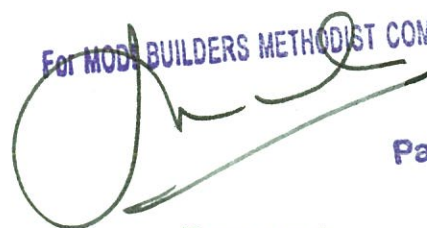
I, Soham Modi S/o. Late Sri Satish Modi, R/o. #5-4-187/3 & 4, M.G. Road, Secunderabad, do hereby solemnly affirm and state an oath as follows:

1. I submit that, I am the Partner of the Decree Holder and as such I am well acquainted with the facts of the case.
2. I submit that the Judgment Debtor has not preferred any appeal against the Decree dated 29.08.2022 in the above suit.
3. I submit that, there is no stay from any appellate court against the decree 29.08.2022 in the above suit.

Hence this Affidavit.

Sworn and signed before me
on this the _____ day of _____ 2023.

Identified by Sri. C. Balagopal, Advocate.

For MODI BUILDERS METHODIST COMPLEX

Partner
Deponent

Advocate/Hyderabad

**IN THE COURT OF THE HON'BLE III
SENIOR CIVIL JUDGE, C.C.C
AT: HYDERABAD**

E.P. No. OF 2023

**IN
O.S.NO. 709 OF 2018**

Between:

M/s. Modi Builders Methodist Complex,

...Decree Holder/
Plaintiff

AND

Syed Sharfuddin Quadri

...Judgment
Debtor/
Defendant

NO STAY AFFIDAVIT

Filed on:

Filed by:

Sri. C. Balagopal,
C.V. Chandramouli
P. Vikram Kumar,
Advocates

Flat No.103, Suresh Harivillu Apts,
Road No.11, West Marredpally,
Secunderbad – 500026.

Mail id: vikramkumaradvocate@gmail.com
Cell: 9849483379

Counsel for Decree Holder.

Form No.7 List of Documents (Rule 9, 10 and 62)

(Under Order VII R 14 or Order XIII R.1 of the code of civil Procedure)
IN THE COURT OF THE HON'BLE J SENIOR CIVIL JUDGE::CITY CIVIL COURT
AT: HYDERABAD

E.P.NO. OF 2023

IN

O.S. No. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex

...Decree Holder

AND

Syed Sharfuddin Quadri

...Judgment Debtor

List of Documents filed by the Decree Holder

S. No	Date if any of Document Vernacular and in English	Parties to the Document	Description of the Document
1.	23.11.2020	Pltf/DHR	Certified Copy of Decree & Judgment
2.		Pltf/DHR	Authorisation Letter
3.			Latest Computer copy of E.C

Dated this the day of February 2023.

Advocate for Plaintiffs/DHR

IN THE COURT OF THE HON'BLE I
SENIOR CIVIL JUDGE::CITY
CIVIL COURT
AT: HYDERABAD

E.P.NO. OF 2023
 IN
O.S. No.709 OF 2018

Between:

M/s. Modi Builders Methodist Complex
...Decree Holder

AND

Syed Sharfuddin Quadri
...Judgment Debtor

LIST OF DOCUMENTS

Filed on:

Filed by:
Sri. C. Balagopal,
C.V. Chandramouli
P. Vikram Kumar,
Advocates

Flat No.103, Suresh Harivillu Apts,
Road No.11, West Marredpally,
Secunderbad – 500026.
Counsel for Decree Holder.

FORM No.61

(171 Payment into the Court of Cash/Process Fee Deposit)

**IN THE COURT OF THE HON'BLE I SENIOR CIVIL JUDGE::CITY CIVIL COURT
AT: HYDERABAD**

E.P.NO. OF 2023

IN

O.S. No. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex

...Decree Holder

AND

Syed Sharfuddin Quadri

...Judgment Debtor

Nature of process to be issued for purpose for which money is deposited and order if any under which	Name and Description of Person on whom or on whose property the process is to be executed.	Village, Taluq, District, Munsiff where process is	Distance in miles from the court house	Travelling allowance to and fro the Court House	Class of Allowance	Subsistence Allowance		Expenses of Sale or Commission
						AMOUNT	Process Fees	
For Issue Of Summons	Syed Sharfuddin Quadri S/o. Syed Tajuddin Quadri, Carrying on business at Shop No.7, D.No. 5-9-189/190, Lower Groud Floor, Methodist Complex, Chirag Ali Lane, Abids, Hyderabad.							

It is requested that the sum of Rs..... may be received for the purpose above mentioned.

Date:

Advocate for Plaintiffs

**IN THE COURT OF THE HON'BLE I
SENIOR CIVIL JUDGE::CITY
CIVIL COURT
AT: HYDERABAD**

E.P.NO. OF 2023
 IN
O.S. No.709 OF 2018

Between:

M/s. Modi Builders Methodist Complex
...Decree Holder

AND

Syed Sharfuddin Quadri
...Judgment Debtor

PROCESS FORM

Filed on:

Filed by:
Sri. C. Balagopal,
C.V. Chandramouli
P. Vikram Kumar,
Advocates

Flat No.103, Suresh Harivillu Apts,
Road No.11, West Marredpally,
Secunderbad – 500026.
Counsel for Decree Holder.

**IN THE COURT OF THE HON' BLE I SENIOR CIVIL JUDGE::CITY CIVIL COURT
AT: HYDERABAD**

E.A.NO. OF 2023

IN

E.P.NO. OF 2023

IN

O.S. No. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex,

...Decree Holder/
Petitioner

AND

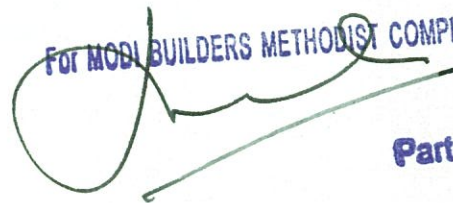
Syed Sharfuddin Quadri

...Judgment Debtor/
Respondent

AFFIDAVIT

I, Soham Modi S/o. Late Sri. Satish Modi, (Partner for M/s. Modi Builders Methodist Complex the Plaintiff Firm, having its office at 5-4-187/3 & 4, IInd Floor, Soham Mansion, M. G. Road, Secunderabad-500003., do hereby solemnly affirm and state on oath as follows:

1. I am the Deponent herein and the Plaintiff/Decree holder in the above E.P, as such well acquainted with the facts of the case and able to depose as under.
2. I submit that I am the Partner of the Petitioner's Company as such I am well acquainted with the facts of the case.
3. I submit that the above E.P is filed for recovery of money against the Judgment Debtor before this Hon'ble Court.
4. I submit that the Petitioner/Plaintiff represented by its Partner and other partners of firm authorized to file E.P for recovery against the Judgment debtor before this court of law the authorization dated is herewith filed for kind

For MODI BUILDERS METHODIST COMPLEX

Partner

perusal of this Hon'ble Court, hence, I may be permitted to verify and sign the E.P. proceedings in the above E.P on behalf of the Plaintiff's Firm.

I, therefore, pray that this Hon'ble Court may be pleased to permit me to verify and sign the E.P. proceedings in the above E.P. on behalf of the Plaintiff's Firm and in the interest of justice.

For MODI BUILDERS METHODIST COMPLEX

Partner
DEPONENT

Sworn and signed before me
on this the day of February, 2023
At Hyderabad.

ADVOCATE / SECUNDERABAD

**IN THE COURT OF THE HON'BLE I SENIOR CIVIL JUDGE::CITY CIVIL COURT
AT: HYDERABAD**

E.A.NO. OF 2023
 IN
E.P.NO. OF 2023
 IN
O.S. No. 709 OF 2018

Between:

M/s. Modi Builders Methodist Complex
Represented by its Partner
Sri. Soham Modi, S/o.Late Sri Satish Modi,
having its office at
5-4-187/3 & 4, IInd Floor,
Soham Mansion, M.G.Road,
Secunderabad-500003.

...Decree Holder

AND

Syed Sharfuddin Quadri S/o. Syed Tajuddin Quadri,
Carrying on business at Shop No.7,
D.No. 5-9-189/190, Lower Groud Floor,
Methodist Complex, Chirag Ali Lane,
Abids, Hyderabad.

...Judgment Debtor

PETITION FILED UNDER RULE 32 OF C.R.P.

For the reasons stated in the accompanying affidavit, it is therefore, prayed that this Hon'ble Court may be pleased to permit me to verify and sign the E.P. proceedings and pleadings in the above E.P on behalf of the Plaintiff's Firm and pass such other order or orders as this Hon'ble Court may deems fit and proper under circumstances of the case in the interest of justice.

SECUNDERABAD
DATE: .02.2023

COUNSEL FOR PETITIONER

IN THE COURT OF THE HON'BLE I
SENIOR CIVIL JUDGE, C.C.C
AT: HYDERABAD

E.A.NO. OF 2023

IN

E.P.NO. OF 2023

IN

O.S. No. 1232 OF 2016

Between:

M/s. Modi Builders Methodist Complex
...Decree Holder/
Plaintiff

AND

Syed Sharfuddin Quadri
...Judgment Debtor/
Defendant

PETITION FILED UNDER
RULE 32 OF C.R.P.

Filed on

Filed by:

Sri. C. Balagopal,
C.V. Chandramouli
P. Vikram Kumar,
Advocates

Flat No.103, Suresh Harivillu Apts,
Road No.11, West Marredpally,
Sec-bad -26.
Counsel for Decree Holder.