

Affidavit for Application to arrest, detain in Prison Judgement Debtor as per order XXI Rule 37 of The Code of Civil Procedure.

IN THE COURT OF _____
EXECUTION PETITION NO _____ OF 20 _____
IN
ORIGINAL SUIT NO _____ OF 20 _____

IN THE MATTER OF:

MR. _____

.....Decree holder

VERSUS

MR. _____

..... Judgement debtor

AFFIDAVIT

I, _____, aged about _____ years, son of _____, presently serving as General Manager Accounts of _____ Ltd., do hereby solemnly affirm and declare as follows:

1. That I am the General Manager of Accounts of the plaintiff company, fully familiar with the facts and circumstances pertaining to the present matter and duly authorised to swear this affidavit on behalf of the plaintiff company.
2. That the plaintiff company has secured a decree against the judgement debtor for recovery of a sum of Rs. _____ along with interest and costs. The judgement debtor is known to own considerable landed properties and sufficient liquid assets, enabling him to discharge the decretal liability in one instalment. He has sold the attached property for a significant amount and also holds substantial movable assets at his business premises operated under the name and style of M/s _____ Ltd. He is fully capable of satisfying the entire decree amount at once.
3. Therefore, 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, directing the

judgement debtor to show cause why he should not be committed to civil prison in execution of the decree.

DEPONENT

VERIFICATION

I, _____, the above-named deponent, hereby verify that the statements made in this affidavit are true and correct to my personal knowledge and that nothing material has been concealed or misstated herein.

Verified at New Delhi on this _____ day of _____, 20.

DEPONENT