

Arrest and detention.

① - CPC lays down modes of executing the decree.

- one of such mode - Arrest and detention of J.P. in civil prison.

- substantive provisions 55-59. - deals with.

rights and liabilities of D.H. & J.P.

- procedural provisions - Rules 30 to 40 Order 21 -

conditions for arrest and detention of J.P. in civil prison.

② Arrest and detention.

1) D for Payment of money.

2) where D for specific movable P/ for any share in it.

3) specific performance / injunction.

4) D against corporation - civil prison for directors and officers)

③ Persons who can't be arrested.

1) women

2) judicial officers while going to/ presiding in/ returning from court.

3) Parties, their pleaders, recognised agents and their witnesses etc - acting in obedience of summons. while - going to/ attending/ returning from court.

4) MLAs

5) Any person / class of persons whose arrest, according to state govt. might be attended with danger / inconvenience to public.

6) A J.P. where decretal amount doesn't exceed 2000 ₹.

④ Procedure for A & D or Power & functions of court for A & D.

1) Power of court to issue warrant for arrest of J.P. in execution of decree up on application of P.H. to that effect.