

Form 23

SUMMONS FOR IMPRISONMENT FOR DEBT

(Order 53 rule 1 (2))

In the High Court of the Republic of Botswana

To: The Sheriff or his Deputy,

Command of (hereinafter called

“the Defendant”) that justly and without delay he render and pay to

(hereinafter called “the Plaintiff”) the sum of P..... of lawful money, with interest thereon at the rate of per cent per annum from the

day of 20, to the day of payment which he owes to the said Plaintiff upon and by virtue of a certain sentence of the High Court of Botswana at

..... bearing date the day of, 20 ..., together with the sum of

P..... and P..... being the taxed costs incurred by the said Plaintiff in obtaining the said sentence and execution thereof, which said sentence has been carried into execution and a return since made thereon that no goods or chattels of the said Defendant could be found whereof the exigency of the said writ or any part thereof could be made; as it is said.

And unless he shall do so, then summon the said Defendant that he appear before the High Court of Botswana at in the forenoon, or so soon thereafter as counsel can be heard, to show cause why he has not done it; and also to show cause, if any, why a writ of personal attachment shall not forthwith be decreed to issue against the person of the said

Defendant, to have effect and hold good until he has paid the said Plaintiff the sum of P.....

And also summon the said Defendant then and there to plead to the claim of the said Plaintiff for payment thereof, under security, with costs, and to join issue thereon; and serve on the said Defendant a copy of this summons, of the said sentence, writ of execution and return thereon, whereon the said claim is founded; and return you then and there this summons with whatsoever you have done thereupon.

DATED at this day of, 20

Plaintiff's Attorney
Registrar of the High

