

IN THE COURT OF MUNSIF COURT, KODUNGALLUR

Present: KARTHIKA.K, MUNSIF KODUNGALLUR

Dated this the 16th day of March 2026

EP 100917/2024

Decree Holder:

P1: Onnukure Ayiram Yogam
Lokamaleswaram desom

Judgment Debtor:

R1: Ajith

S/o Unnikrishnan, Chulliparambil House, Ala Post, S N Puram.

R2: Baiju

S/o Babu, Appozhamparambil, Azhikkode Jetty Post, Azhikkode

R3: Sebastian

S/o Paily, Manjali House, Methala Village and Methala Post.

Under Sections: Section Order21Rule11(2) of CODE OF CIVIL
PROCEDURE

ORDER

This is a petition filed under Order 21 Rule 10 & 11 of CPC.

2. This EP is filed by the decree holder Onnu Kure Aayiram Yogam upon an award bearing No.174/2023 passed by the Registrar of Chits/Nominee of Registrar, North Central Zone, Thrissur dated 12.2.2024. As per the award the decree holder has granted an amount of Rs.1,60,000/- with interest @ 12% per annum from the date of default till realisation. The said EP was filed before this court on 31.5.2024. The EP was filed under Order 21 Rule 10 & 11 of CPC for issuing Rule 37 notice for arrest and detention of judgment debtors 1 to 3.

3. This is an award passed by the Registrar of Chits/Nominee of Registrar, North Central Zone, Thrissur u/s 64 of the Chit Funds Act. As per **Section 71 of the Chit Funds Act 1982** “ *Every order passed by the Registrar or the nominee under section 68 or section 69 and every order passed by the State Government in appeal under section 70 for payment of any money shall, if not carried out, - (a) on a certificate issued by the Registrar, be deemed to be a decree of a civil court, and shall be executed in the same manner as a decree of such court.*” So it is evident that in order to treat an award as a deemed decree of civil court a certificate issued by the Registrar is mandatory. Since no certificate is produced by the decree holder along with the award at the time of filing of the EP there is no valid decree executable by this court in this execution petition. Hence this EP is found not maintainable before this court.

In the result, this EP stands dismissed .

Dictated to the Confdl.Asst., transcribed by her, corrected by me and pronounced in open court on this the 16th day of March, 2026.

Sd/-

KARTHIKA.K,

MUNSIFF.

Appendix-NIL

Id/-

MUNSIFF

(By order)

//True copy//

Junior Superintendent