

**IN THE COURT OF SUBORDINATE JUDGE,
MADURANTAKAM**

**Present: Mr. T. GANESH, B.A., B.L.,
Subordinate Judge,
Maduranthakam.**

Saturday, this 06th day of June, 2026

E.P No. 2/2021

in

O.S. No. 36/2009

(CNR.No.TNCG13-000124-2021)

1. Karnambal (Died)

(Amended as per order in E.A 2/2025, dt. 23.09.2025)

2. S.R.Jaisankar,

(2nd petitioner impleaded as per order in E.A No. 2/2025

Dt: 23.09.2025)

... Petitioner/5th Defendant

-Vs-

1. Rajini

2. Vijayalakshmi

3. Veeramani

4. Senthilkumar

...Respondents/Defendants 1 to 4

5. Thirupurammal

6. Dhanapalchettiar

...Respondents/Plaintiffs 1 & 2

This petition coming before me on 17.04.2026 for final hearing in the presence of M/s.S.Subramanian and Abdul Hayath, Counsel for the Petitioner/5th defendant and respondents are called absent and set exparte and after hearing the arguments of Petitioner/5th defendant side and having stood over for consideration till this day, this court delivers the following:-

ORDER

1. Petitioner has filed this petition under Order 21 Rule 35 of Civil Procedure Code for deliver the B Schedule Properties respondents/defendants 1 to 4 to petitioners/5th defendant.

2. The petitioner has filed this petition for deliver the B Schedule Properties to the petitioner. Petitioner alleged that inspite of final decree passed by this court, the respondents failed to deliver her share as allotted under B-schedule of the final decree and hence this petition.

3. Inspite of notice the respondents failed to appear and hence they were set exparte.

4. Heard and perused.

5. No doubt as per final decree dated 18.03.2019, the petitioner/ 5th defendant was allotted B-schedule of the properties as detailed in final decree. So, it is just and necessary that the said property should be delivered to her. Pending petition, the sole petitioner died and the 2nd petitioner got impleaded himself as the legal heir of the 1st petitioner. So, the 2nd petitioner who got impleaded as legal heir of the 1st petitioner is entitled to delivery of property.

No materials placed to show that the final decree was set aside muchless stayed. So, there is no bar to allow this petition. Hence this point is decided accordingly.

5. Result:

In fine this petition is allowed with cost. Delivery by 06.07.2026. Batta in 3 days.

Directly typed in my lap-top, corrected and pronounced by me in the open court, this 06th day of June, 2026.

Subordinate Judge,
Maduranthakam.

Both sides Witnesses & Documents - Nil -

Subordinate Judge,
Maduranthakam.

TNCG130001242021



FAIR/DRAFT ORDER
E.P No. 2/2021
IN
O.S No. 36/2009
DATED: 06.06.2026
SUB JUDGE,
MADURANTHAKAM