

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

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

**Monday, this 22nd day of June, 2026
E.P No. 18/2026
in
A.R.C No . 54/2014
(CNR.No.TNCG13-000135-2026)**

Shriram Chits Pvt., Ltd.,
Rep by its Branch Manager,
Chengalpattu.

... Petitioner/Decree Holder

-Vs-

1. E. Mohan Raj
2. A. Kala
3. R. Arumugam
4. F. Martin Jothi

...Respondents/Judgment Debtors

This petition coming before me on 01.06.2026 for final hearing in the presence of Mrs. A.Umamaheswari, Counsel for the Petitioner/Decree Holder and respondents 2 and 4 called were called absent and set exparte; that the petition against 3rd respondent was dismissed and after hearing the arguments of Petitioner/Decree Holder side and having stood over for consideration till this day, this court delivers the following:-

ORDER

The petition filed this Execution petition under order XX1 Rule and 46(b) and 48(A) of Civil Procedure Code for the attachment of the 1/3rd salary of respondents 2 to 4 for realization for a sum of Rs.3,12,166.00/- with costs.

2. The petitioner has filed this EP in execution of the decree in A.R.C. No.54/2014 dated 30.06.2014 against the respondents 1 to 4 for the realisation of claim amount of Rs.3,12,166.00/-. Arbitration tribunal passed an award as against the respondents. Inspite, the respondents failed to oblige the same. Hence this petition.
3. Inspite of service of notice, the respondents 2 and 4, failed to appear before this court, hence they were called absent and set exparte. The petition against 3rd Respondent/Judgment Debtor is dismissed as exonerated.
4. No oral or documentary evidence adduced by both parties.
5. Heard and perused.

6. Point:

“Whether this application can be allowed or not?”

The present execution petition has been filed under Order XXI Rule 46(b) and 48(A) of the Code of Civil Procedure seeking attachment of the salary of respondents 2 to 4 for realization of a sum of Rs.3,12,166.00/- with costs, pursuant to the decree passed in A.R.C.No. 54 of 2014 dated 30.06.2014.

The petitioner contends that an award was passed by the Arbitration Tribunal against respondents 1 to 4 directing payment of the claim amount and that despite the passing of the award, the respondents have failed to comply with the decree. Hence, this petition for execution.

The Respondents 2 and 4 failed to defend the petition and hence they were called absent and set exparte. Petition against 3rd Respondent/Judgment Debtor is dismissed.

At the outset there is no doubt that the award was passed as against the respondents in lieu of debt. Inspite the respondents fails to oblige the same. There is no material placed before this Court to show that the award passed in A.R.C.No. 54 of 2014 has been stayed or set aside by any competent forum.

In view of the above facts and circumstances and there being no legal impediment for execution, this Court is satisfied that the petitioner is entitled to the relief sought. Accordingly, this point is decided.

7. Result:-

In the result this petition is allowed with costs. Attach the salaries of respondents 2 and 4 as per law. Call on 22.07.2026. Batta in 3 days.

Dictated to the Steno Typist directly, typed by him, corrected and pronounced by me in open court this the 22nd day of June, 2026.

Subordinate Judge,
Madurantakam.

Both sides Witnesses & Documents - Nil -

Subordinate Judge,
Madurantakam.

TNCG130001352026



FAIR/DRAFT ORDER
E.P No. 18/2026
in
A.R.C No. 54/2014
D.O.D: 22.06.2026
Sub Judge,
Madurantakam