

In the Court of the Principal District Munsif, Padmanabhapuram

Present: Thiru. R.Karthikeyan, B.A.,B.L., (Hons.)

Principal District Munsif, Padmanabhapuram

Thursday, the 2nd day of April 2026.

E.P.No.87/2001

in

OS.No.49/1985

(CNR.No:TNKK08-000001-2001)

Devadasan S/o.Appavu Nadar

... Petitioner/ Decree Holder

-Vs-

Jayaraj S/o. Ponnaiyyan

... Respondent/Judgement Debtor

This petition is coming before me for final hearing, in the presence of Thiru. Adv. Devaraj learned counsel for the Petitioner and of Thiru. Adv. Thompson learned counsel for the defendant. Upon perusal of records this court delivered the following.

ORDER

This petition is filed by the Petitioner/Plaintiff under order 21 Rule 32 of the Code of Civil Procedure, informing that as per the decree passed by this Hon'ble Court. I, the Plaintiff in the Original suit and Appeal Suit have go infavour of me regarding the Declaration and Injunction prayer in the Plaint 'A' Schedule Property, however the Respondent/Defendant-2 on 27.09.2001 forcibly entered into my permanent possession of mine mentioned in the Schedule of Property and foribly took the rubber latex from there. Since the Respondent broke the rules of the Court Order, praying to pass an order to Arrest the Respondent and send him to the Prison.

Respondent side counsel submitted that CRP (MD) No.237/2004 was disposed as allowed in term of compromise on 11.01.2022 and submitted parties are not willing to conduct the E.P.No.87/2001 previously notice was also sent on 30.03.2026 and returned with endorsement Not residing in the address. Since the CRP (MD) No.237/2004 was disposed off and this court have also taken enough steps to reach the both parties, considering the nature and circumstances and previous adjournments and period of pendency of the E.P.No.87/2001. In the Interest of Justice this court is inclined to dismissal this E.P.No.87/2001 for non prosecution. In the result, E.P.No.87/2001 is dismissed.

Pronounced by me in open court, this the 2nd day of April 2026.

Sd/-

Principal District Munsif,
Padmanabhapuram.

P.D.M.C.
E.P.87/2001
in
OS No.49/1985
Order
Dated: 02.04.2026