

IN THE COURT OF THE SUBORDINATE JUDGE, ERANIEL.,

Present: Thiru .K. Selvapandi, B.A., B.L.,
Subordinate Judge, Eraniel.

Monday, the 13th day of June 2022.

E.A.No. 1/2021

in

E.P.No.18 /2021

in

OS.No.37/2019

T. Maheswaran

..petitioner/Plaintiff/DH

. Vs.

N. Raja

.... Respondent/ Defendant/JD

This petition coming on for final hearing before me on 10.06.2022 in the presence of Thiru.V.H.S. Prathap, Advocate for the petitioner and the respondent having remained exparte, and upon hearing the arguments on the side of petitioner and upon perusing the records, this court delivered the following:

O R D E R

Heard the counsel for the petitioner. Perused the records.

2. This is a petition filed by the decree holder to reduce the upset price from Rs.21,00,000/- to Rs.10,00,000/-. Admittedly, the petitioner has filed the main Execution Petition to execute the decree by way of sale of the suit property. The main Execution Petition was allowed and the property was tested and value of the property was fixed by this court at Rs.31,00,000/- and sale was ordered to be conducted on 08.12.2021. But the property was not sold in the court action on 08.12.2021 as there was no bidders. Therefore the petitioner/decreed holder has filed his petition stating that it is necessary to reduce the upset price from Rs.31,00,000/- to Rs.10,00,000 /- in order to bring the property for sale. Considering the fact that there was no bidders. to participate in court action for the amount of Rs.31,00,000/- this court is of the view that the upset price shall be reduced.

Accordingly, this petition is allowed without cost and the upset price is reduced and fixed as Rs.29,00,000/-.

Dictated by me to the Steno-typist and typed by her in the computer corrected and pronounced by me in open court, this the 13th day of June 2022.

**Subordinate Judge,
Eraniel.**

petitioner's side witness :- Nil

Petitioner's side Exhibits:- Nil

Respondent's side witness: Nil

Respondent's side exhibits: Nil

Subordinate Judge,
Eraniel.