

The E.P is filed by the DH seeking for arrest on the grounds of disobedience of the decree in O.S. No.155/2006. It is the case of the DH as per his affidavit that equipped with the decree he wants to transfer the patta and filed the application regarding the same. Hence he and son wanted to clean the petition premises. However the respondents did not permit him to clean the property for which he has already filed the police complaint. However as no action can be taken in the civil cases this petition for disobedience is filed.

As the DH failed to appear and represent is case in this 2021 E.P this court proceeds to pronounce the order on merits based on the available records. A Thorough perusal of the E.P and affidavit indicates that there is no specific mention of the date on which the alleged disobedience as happened. The duty is upon the DH to initially prove the disobedience. In the absence of the date of occurrence of the alleged disobedience this court considers that the DH failed to discharge his burden of proof regarding the disobedience. Therefore this court considers that there is no merits in this E.P. In fine this E.P is dismissed. No cost.

Dictated to the Typist, who directly typed by her in computer corrected and pronounced by me in open court this the 25th day of March 2026.

**Principal District Munsif,
Kancheepuram.**