

IN THE COURT OF DISTRICT MUNSIF, VADIPATTI, MADURAI DT.

Present: Tmt. S. Vengadalakshmi M.L.,  
District Munsif.(FAC)

**Date: 30.06.2023**

...

E.A.No. 01/2023

in

EP.No.13/2016

K.K. Kuppaiyandi Devar (Died) : 1<sup>st</sup> Respondent/ Appellant/Plaintiff

1. K. Rohini Ammal

2. K. Ganesan

4. K. Maruthu Pandian

5. S. Lakshmi

6. K. Ramathilagam

7. G. Pappathi

8. R. Santhi : 1 to 8 Petitioners

(1 to 8 petitioners are impleaded of Hon'ble Madras High Court in the CMP.No.12484/1998 in S.A.No. 1317/1982 dated 14.02.2001)

//Versus//

A. Sivaghanam(Died)

Mahalakshmi (Died)

Selvaraj (Died) .. 2 to 3 Respondents/ Defendants

1. N.S Karthick

2. N.S. Kokila

3. N.S Megala

4. N.S. Ananthi ... 1 to 4 Respondents.

(1 to 4 respondents are impleaded of Hon'ble Madras High Court in the CMP.No.12399/1999 in S.A.No. 1317/1982 dated 21.06.2005)

This petition is filed before this court and it was taken on 17.03.2023 and Advocate Thiru.B. Kubendran appeared for the Petitioners side and Advocate Thiru.M. Muthukannan

appeared for the Respondents side, after respondents has set exparte. This petition came before me for final hearing on 23.06.2023, Upon hearing the arguments advanced on petitioners sides, upon perusing the available material records and having stood over for consideration till this day, today this court delivered the following...

**ORDER**

1. This execution application was filed for the relief of amendment in the original EP Petition.
2. The respondent in the present application is already found exparte on 21.04.2023 as there was no counter filed by the respondent.
3. The counsel for the petitioner would submit that the present petition may be allowed.
4. The point to be decided is whether the execution application shall allowed to amend the main EP on the given details or not?
5. Upon perusal and consideration of the case records, the present petitioner who is the present applicant is the petitioner in the main EP and has intended to amend the execution petition with certain details which are based on the compromise memo filed before Hon'ble High Court in the SA.(MD) N0.1317/1982.
6. Upon verification of the details of the proposed amendments apart from the serial numbers of party and the details of death of parties, the present petitioners has sought for certain amendments in the schedule of property.
7. As the verification of the records would show that the extension or identity of the case property has not been changed by the proposed amendments, this court has inclined to allow the present petition based on the fact that these are all the details inferred in the compromise memo filed before the Hon'ble High Court.
8. Accordingly, this petition is allowed and no costs.

Dictated to the typist typed by her directly on the computer, corrected and pronounced by me in the open court this the 30<sup>th</sup> day of June 2023.

(Sd. S. Vengadalakshmi)  
District Munsif(FAC)  
Vadipatti.

//True Copy//