

**IN THE COURT OF II ADDITIONAL DISTRICT & SESSIONS JUDGE,
THANJAVUR.**

**Present: Thiru. P.Nagarajan, M.A.,M.L.,
II Additional District & Sessions Judge, Thanjavur.**

**Friday the 24th day of July 2026.
(Thiruvalluvar Andu 2057 Aadi Matham 8th day)**

E.P.No:453/2025 in Chit Case No.37/2020

Jayapriya Chit fund (P) Ltd., Thanjavur
Thanjavur Rep. By its Foreman
having its Branch office at No.150/2599,
Kailash Building, South Street, Thanjavur.

... Petitioner/Decree Holder

VS

1) G. Punniyamurthy
2) A. Pandian
3) M. Vinithkumar
4) D. Navaroja
5) V. Vignesh
6) R. Sasikala
7) J. Sumathi
8) V. Alagesan
9) B. Thangadurai

... Respondents/Judgment Debtors

This petition was came up before this court for final hearing on 17.07.2026 in the presence of Thiru.V. Akilan, Advocate for the petitioner and paper publication effected to R2 to R9 but not appear before this court and are called absent set exparte and upon perusal of the entire material records pertaining to the case and the matter having stood over for consideration till this date, this court passed the following...

ORDER

The Petitioner filed this petition under order 21 Rule 48 and under section 151 of C.P.C. to pass an order for recovery of total Rs.21,42,912.50 from the 2 to 9

respondents/Judgment Debtors by way of attachment of salary.

2) The petitioner filed the petition before Deputy Registrar of Chits, Thanjavur against the respondents/Judgment Debtors and a decree was passed on 14.07.2021, but the respondents/Judgment Debtors has not repaid the decree amount. Hence, the petitioner/deGREE holder filed this EP against 2 to 9 respondents to recover the total amount of Rs.21,42,912.50 by attaching the salary of the 2 to 9 respondents/Judgment debtors.

3) Paper publication effected to 2 to 9 respondents. But not appear before this court and they were called absent set exparte.

4) Whether the petition for attachment of salary of the **2 to 9 respondents** are to be allowed or not?

5) The petition filed by the petitioner against the 2 to 9 respondents to attach the monthly salary of the 2 to 9 respondents/Judgment debtors till the satisfaction of the amount mentioned in Column No.7 and 8 of this Execution petition. But, the 2 to 9 respondents/Judgment Debtors have not paid any amount towards the petitioner to satisfy the decree. Hence, the petitioner/Decree Holder filed this Execution Petition. In this petition, 2 to 9 respondents not filed counter and they have called absent and set exparte.

6) Heard both side and perused the case records. It is true that the 1st respondent has taken a loan from the petitioner and that it is true that 2 to 9 respondents have signed for the said loan amount. The said amount was not repaid the respondents. Even after filing this execution petition the respondents not paid the borrow amount. At this stage after serving notice, the respondents are not

appear before this court and not filed counter and called absent set exparte. In such circumstances, as per the order passed by the District Registrar at Thanjavur against the respondents/Judgment Debtors and a decree was passed on 14.07.2021. This execution petition was filed only against the 2 to 9 respondents. Hence this court held that the petitioner is entitled to recover the decree amount by **attaching the EP amount from the salary of the 2 to 9 respondents/Judgment debtors.** Accordingly, this petition is allowed.

7) In such circumstances, this court held that the petitioner is entitled to recover the decree amount by attaching **Rs.10,822/-** from the monthly salary of the **2nd respondent / 2nd judgment debtor**, by attaching **Rs.4,203/-** from the monthly salary of the **3rd respondent/3rd judgment debtor** and by attaching **Rs.6,382/-** from the monthly salary of the **4th respondent/4th judgment debtor**, by attaching **Rs.6,012/-** from the monthly salary of the **5th respondent/5th judgment debtor**, by attaching **Rs.12,755/-** from the monthly salary of the **6th respondent/6th judgment debtor**, by attaching **Rs.6,885/-** from the monthly salary of the **7th respondent/7th judgment debtor**, by attaching **Rs.5,344/-** from the monthly salary of the **8th respondent/8th judgment debtor** and by attaching **Rs.6,923/-** from the monthly salary of the **9th respondent/9th judgment debtor** and Accordingly, this petition is allowed.

In the result, this petition is allowed. Attachment by 24.08.2026. Batta in 3 days.

Dictated to Steno-typist, directly typed by her, corrected and pronounced by

me, this the 24th day of July 2026.

**II Additional District and Sessions Judge,
Thanjavur.**

Petitioner side witnesses and documents : Nil

**II Additional District and Sessions Judge,
Thanjavur.**

<u>ORDER IN</u> <u>EP.No.453/2025 in <i>Chit Case</i></u> <u>No.37/2020</u> <u>Dated: 24.07.2026</u>
