

**IN THE COURT OF THE SUBORDINATE JUDGE, SANKARANKOVIL**

**Present : Thiru. P. Mahindravarma, B.A., B.L.,  
Subordinate Judge, Sankarankovil**

Thursday the 02<sup>nd</sup> day of April 2026  
(Thiruvalluvar Aandu 2057 Sree Visuvavasu Varudam Panguni month 19<sup>th</sup> day)

**E.P.No. 05/2026**

**in**

**O.S.No.264/2024**

Through the Branch Manager,  
Indian Overseas Bank,  
Thenmalai

....Petitioner/Plaintiff

/Vs/

Mandalam

....Respondent/Defendant

This petition is coming on 06.03.2026 for final hearing before me in the presence of Thiru.G.Prabu Advocate for the Petitioner/Plaintiff and Respondent was set exparte and petitioner side heard, upon perusing the documents and having stood over till this day for consideration, this court delivered the following:

**ORDER**

1. This Execution Petition has been filed Under Order 21 Rule 11(2) and 151 of CPC.

2. The Petitioner submitted that the Petitioner filed the above O.S.No. No.264/2024 on the file of this court and the same was decreed on 16.12.2024, directing the Respondent to pay a sum of Rs.1,01,414/-, together with interest and costs. The Respondent has not paid the the debt amount. Hence, the

Petitioner has filed this Execution Petition for the payment of money by arresting the Respondent and detain him in the Civil Prison.

3. The respondent was set exparte for non filing of his counter

4. Heard the Petitioner side. Records Perused. This Execution Petition has been filed by the Petitioner for the payment of money by arresting the Respondent and detain him in the Civil Prison. The Petitioner filed a suit in O.S.No.No.264/2024 on the file of this court and the same was decreed on 16.12.2024, directing the Respondent to pay a sum of Rs.1,01,414/-, together with interest and costs. Since, the Respondent has not paid the decree amount, the Petitioner has filed this Execution Petition. Though the Respondent was served with notice, he has not chosen to appear before this court and to show cause why they should not be arrested.

5. The Petitioner has also filed means affidavit, stating that the Respondent has sufficient means to pay the decree amount. From the perusal of affidavit filed by the Petitioner, it is proved that the Respondent has means to pay the decree amount, but he has intentionally evading the payment of decree amount.

6. On considering the facts and circumstances of the case, it is just and necessary that the Respondent is to be arrested and detained in Civil Prison for the payment of money. Hence, this Court has come to a conclusion that the Respondent is to be arrested and detained in Civil Prison.

7. In the result, this Petition is allowed. The Respondent is to be arrested and detained in Civil Prison. Hence Arrest Batta in a week. Arrest by 02.06.2026.

Dictated to the Steno-typist, and typed by her directly, corrected and pronounced by me in the open court this is the 02<sup>nd</sup> Day of April 2026.

Subordinate Judge,  
Sankarankovil.

**Petitioner side witnesses and Documents:-** Nil

**Respondent side witnesses and Documents:-** Nil

Subordinate Judge,  
Sankarankovil.

---

---

**Sub Court, Sankarankovil**

**EP. No.05/2026**

**in**

**O.S.No.264/2024**

**Draft / Fair Order**

**Dated: 02.04.2026**

---

---