

IN THE COURT OF DISTRICT MUNSIF, TIRUVARUR

Present: Thiru. S. Mohamed Basil M.Sc., B.L.,
District Munsif, Tiruvarur

Tuesday, 30th day of April 2025
17th day of Tamil Month Chithirai, Visuvavasu year

E.P. No. 6/2025

in

O.S.No. 58/2023

CNR No. TNTV04-000061-2023

Pandiyarajan

.... Petitioner / Plaintiff

Versus

P. Nalaveni

... Respondent / Defendant

This petition is coming before this Court for final hearing on 30.04.2025 in presence of Advocate Mr. V. Stalin, B.A., B.L., for petitioner and on service of summons, respondent failed to appear before this court, called absent set exparte and upon hearing the arguments of petitioner side and upon perusal of the records and having stood over for consideration till this day, this court delivers the following:

ORDER

1. This is a petition filed by the petitioner for execution of a decree passed by this court in O.S.No:58/2023 dated 30.10.2023 under Order 21, Rule 11(2) of the Code of Civil Procedure.

2. The brief facts of this petition is that, this petitioner is the decree holder in the O.S.No:58/2023. The main suit is filed by this petitioner seeking relief that recovery of money as per the promissory note for a sum of Rs.20,000/- along with the interest. On receipt of summons, the defendant failed to appear before this court, for which set exparte. On basis of the evidence adduced by this petitioner / plaintiff, this Court decreed the suit on 30.10.2023. Since, the respondent/defendant failed to act as per the decree, this petition for seeking attachment of movable properties belonging to the respondent/defendant is filed by this petitioner for the recovery of money as per the decree. Hence, prays to allow this petition.
3. Notice issued to the respondent, on receipt of notice, the respondent failed to appear before this court. For which, the respondent, set exparte. This petition for execution is filed for attachment of movable property of the respondent and sale in a auction and recover the amount as per the decree passed in O.S.No. 58/2023. The petitioner stated by affirmation that, the movable properties mentioned in the petition are belong to the respondent and satisfies the decree amount. On considering facts and circumstances of the case and upon perusal of records, the decree is executable in nature. The decree passed by this court stating that, the respondent is directed to pay a sum of Rs.20,000/- as mentioned in the promissory note along with the 6% interest is executable. The respondent failed to obey the order of this Court. Hence, this petition is

filed by the petitioner for seeking attachment of movable property of the respondent is hereby allowed. Attach by 10.06.2025. Batta in 3 days. Call on 10.06.2025.

Accordingly, this petition is allowed.

Dictated to steno typist directly and typed by her, corrected and pronounced by me on 30.04.2025.

**District Munsif,
Tiruvarur.**