



CRP No. 3117 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-06-2026

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 3117 of 2026

AND

CMP NO. 13503 OF 2026

1. Selvaraj
S/o. Nadarajan, No.1/12A, Anna Nagar,
Kaspa Kallakurichi, Kallakurichi Taluk,
Kallakurichi.

Petitioner(s)

Vs

1. Rangan
S/o. Ayyasamy, Giramasavadi Street,
Kaspa Kallakurichi, Kallakurichi
Taluk, Kallakurichi.

2. Arunkumar
S/o. Sundharaja, Katchery Road, Kaspa
Kallakurichi, Kallakurichi Taluk,
Kallakurichi.

Respondent(s)

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PRAYER

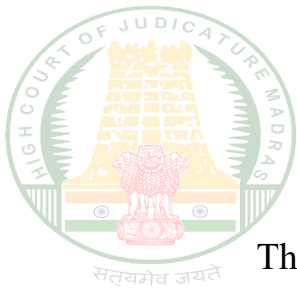
To set aside the fair and decreetal order in EP No. 200 of 2023 dated 07.01.2026 on the file of Principal District Munsif Court at Kallakurichi.

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For Petitioner(s): MR.V.RAGHAVACHARI
SENIOR COUNSEL FOR
MR.K.Krishnan

For Respondent(s):

ORDER



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The learned counsel for the petitioner submits that against the order passed in RLTOP No. 2 of 2022, the petitioner has preferred a Rent Control Appeal, in RCA No. 1 of 2024, which is pending on the file of the Sub Court, Kallakurichi. However, without taking into consideration the pendency of the said appeal, the learned Rent Court / Execution Court erroneously and mechanically passed an order in the execution petition, in E.P. No. 200 of 2023. The said execution order unsustainable neither in law nor on facts and is liable to be set aside, as there exists no jural relationship of landlord and tenant between the petitioner and the respondents. The petitioner has a prima facie case and a valid defence to contest the pending RCA. If the execution proceedings are allowed to continue, the petitioner and his family will forcibly dispossessed from their long-standing residential house, causing them irreparable loss and hardship.

2. Issue notice to the respondents returnable by 15.07.2026. Private notice is also permitted. Post the matter on 15.07.2026, till then, order dated 07.01.2026 passed in EP No. 200 of 2023 by the Principal District Munsif Court at Kallakurichi is ordered to be stayed.

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