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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.02.2026

THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR

C.R.P(MD)No.353 of 2026

and

C.M.P(MD)No.1608 of 2026

Saraswathi

... Petitioner

vs.

1.Palanichamy Goundar

2.Kandasamy Goundar

Chinnappa Goundar (Died)

3.P.Rajendran

4.P.Kaliappan (Died)

5.C.Kaliappan

6.C.Dhandapani

Muthammal (Died)

7.K.P.Dhandapani

8.Nachammal

9.Chinnasamy

10.Ponnathal

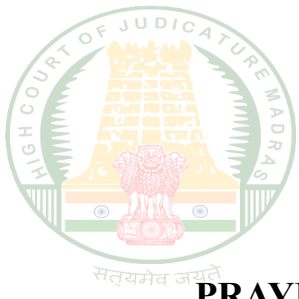
11.Kaleeswari

12.M.K.Karthigai Vel

13.M.K.Selvan

14.M.K.Vellaithai

... Respondents



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PRAYER: Civil Revision Petition is filed under Section 115 of Code of Civil Procedure, to set aside the fair and decreetal order passed by the District Munsif Court, Palani, in E.A.No.15 of 2025 in E.P.No.7 of 2023, dated 07.11.2025.

For Petitioner :Mr.S.Krishnan

ORDER

The present Civil Revision Petition has been filed to set aside the fair and decreetal order passed by the District Munsif Court, Palani, in E.A.No.15 of 2025 in E.P.No.7 of 2023, dated 07.11.2025.

2.The learned Counsel for the petitioner primarily contended that the Executing Court has come to the conclusion that the obstruction application could be filed only by the decree holder or the auction purchaser. According to the revision petitioner, such view is alien to the execution petition, when an obstructor has a right and when she makes an application with regard to the claim, then the Executing Court has to consider the same on merits and pass appropriate orders.



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3. Issue notice to the respondents returnable by 05.03.2026. Private notice is also permitted.

4. Post the matter on 05.03.2026. Till such, the Court below shall not precipitate the matter.

12.02.2026

cmr

To

The District Munsif, Palani.



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N.SENTHILKUMAR, J.

cmr

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