

C.M.A(MD)No.884 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATE : 27.07.2026

CORAM

THE HONOURABLE MR.JUSTICE K.MURALI SHANKAR

C.M.A(MD)No.884 of 2026
and
C.M.P(MD)No.9034 of 2026

P.Murugesan : Appellant

Vs.

N.Ramalingam : Respondent

PRAYER:- Civil Miscellaneous Appeal filed under Section 104 r/w Order 43 Rule 1 of C.P.C, against the fair and decreetal order, dated 17.08.2022 passed in I.A.No.2 of 2022 in O.S.No.221 of 2022 on the file of the Principal District Court, Karur.

For Appellant : Mr.A.N.Ramanathan,

For Respondents : Mr.I.Vel Pradeep.

J U D G M E N T

The Civil Miscellaneous Appeal is directed against the order, dated 17.08.2022 passed in I.A.No.2 of 2022 in O.S.No.221 of 2022 on the file of



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the Principal District Court, Karur, in accepting the security furnished by the respondent and the form of F6 and recording the same.

2. When the matter is taken up today, the learned counsel on either side would submit that after full fledged trial, the learned District Judge, Karur, has decreed the suit as prayed for vide judgment and decree, dated 16.10.2024.

3. The learned counsel for the appellant would submit that after the passing of the decree, the decree-holder filed an execution petition seeking attachment and sale of the property belonging to the respondent for the recovering the decretal amount and the same is pending before the District Court, Namakkal.

4. As rightly contended by the learned counsel on either side, since the suit itself has already been disposed of, the order now under challenge has become infructuous. The Executing Court is directed to proceed with the execution petition filed by the decree-holder in accordance with law, uninfluenced by the order passed in I.A. No.2 of 2022 in O.S.No.221 of 2022 on the file of the Principal District Court, Karur.



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5. In view of the above, the Civil Miscellaneous Appeal is dismissed.

Consequently, connected Miscellaneous Petition is closed. No costs.

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NCC : Yes/No

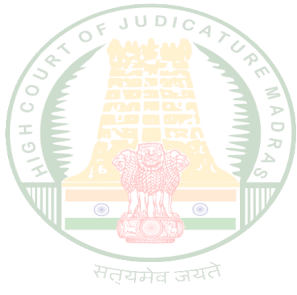
Index : Yes/No

Internet : Yes/No

das

To

- 1.The Principal District Court, Karur.
- 2.The Principal District Court, Namakkal.
- 3.The Record Keeper,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR,J.

das

Order made in
C.M.A(MD)No.884 of 2026
and
C.M.P(MD)No.9034 of 2026

27.07.2026