



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.08.2021

CORAM:

THE HONOURABLE Mr. JUSTICE G.CHANDRASEKHARAN

C.R.P. No.1502 of 2021

(Through Video Conference)

V.Prabakhar

.. Petitioner/Decree Holder

Versus

Amuthaventhan

.. Respondent/Judgment Debtor

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India to direct the learned District Munsif Court, Ambattur, Chennai to dispose of the E.P.No.43 of 2018 in R.C.O.P.No.34 of 2017 on the file of the District Munsif Court at Ambattur within a time frame that may be fixed by this Court.

For Petitioner : Mr.K.N.Natarajan

O R D E R

This Civil Revision Petition is filed seeking for a direction to the learned District Munsif Court, Ambattur, Chennai to dispose E.P.No.43 of 2018 in R.C.O.P.No.34 of 2017 on the file of the District Munsif Court at Ambattur within a time frame to be fixed by this Court.

2. The learned counsel for the petitioner submitted that the eviction petition was filed on the ground of willful default and after contest, the learned Judge ordered eviction. It is further submitted by him that the respondent/ Judgment Debtor is squatting on the property without paying the rent. Now, E.P.No.43 of 2018 is filed for taking possession of the rented premises. Since the filing of the Execution Petition there is no much progress. Therefore, he seeks direction from this Court to the learned District Munsif, Ambattur for disposal of the Execution Petition within a time frame fixed by this Court.

3. Considering the reasons stated by the learned counsel for the petitioner, that this Execution Petition is pending from the



year 2018 onwards without any progress, this Court directs the learned District Munsif, Ambattur to dispose of the Execution Petition as early as possible, preferably within a period of three(03) months from the date of receipt of a copy of this order. However, the learned Judge is directed to ensure whether any appeal is preferred against the order made in R.C.O.P.No.34 of 2017. In case of any appeal is preferred and pending, the learned Judge is directed to wait for the outcome of the Appeal .

4. This Civil Revision Petition is Ordered accordingly. No costs.

Sd/-
Assistant Registrar(CS-I)

//True Copy//

Sub Assistant Registrar

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To:

1. The District Munsif Court,
Ambattur, Chennai
2. The Section Officer.
VR Section High Court Madras.

+1 cc to Mr.K.N.Natarajan, Advocate SR.No.38320

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SS(CO)
CT(27/08/2021)