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CRP Nos. 5239 and 5244 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P.B. BALAJI

CRP Nos. 5239 and 5244 of 2025

AND

CMP NO. 26413 of 2025 and CMP NO. 26425 OF 2025

E.Kondala Rao

Dr.Sasikala Ramakrishnan

Petitioner in CRP.No.5239
of 2025

Petitioner in
CRP.No.5244 of 2025

Vs

1. T.D.Padmavathy

2.Mohideen Meera

A.Mohammed Abdul Khader
(Deceased)

3.A. Mohammed Rasool

4.A.M.Noorddin

5.A.M.Nazina Bivi

6.A.M.Siddiq

7.A.M.Sheik Mansoor

8.A.M.Abdul Rahaman

9.A.M.Shahul Hameed

10.Selvi. Aysha Banu

11.K.R.Kamalakar

12.Ayyub Nisha



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13.A.Aseena Malik

14.A.A.Ameen Malik

15.G.Kannan

16.J. Murali

17.Dr.Sasikala Ramkrishnan

18.M.Aarthi

19.P.Parthipan

20.Lakshmi

21.Anjali Devi

22.A.Mustaq

23.Arunathi

24.K.Babee

25.Devika Manikkam

Respondents in
CRP.No.5239 of 2025

1. T.D.Padmavathy

2.Mohideen Meera

A.Mohammed Abdul Khader
(Deceased)

3.A. Mohammed Rasool

4.A.M.Noorddin

5.A.M.Nazina Bivi

6.A.M.Siddiq



7.A.M.Sheik Mansoor

8.A.M.Abdul Rahaman

9.A.M.Shahul Hameed

10.Selvi. Aysha Banu

11.K.R.Kamalakar

12.Ayyub Nisha

13.A.Aseena Malik

14.A.A.Ameen Malik

15.E.Kondala Rao

16.G.Kannan

17.J.Murali

18.M.Aarthi

19.P.Parthipan

20.Lakshmi

21.Anjali Devi

22.A.Mustaq

23.Arunathi

24.K.Babee

25.Devika Manikkam

Respondents
in CRP.No.5244 of 2025

PRAYER in CRP.No.5239 of 2025:

Civil Revision Petition filed under Section 115 of the Civil Procedure Code,



before this Court against the fair and Decretal order dated 13.8.2025 passed in EA.No.4/2025 in EP.No. 4727/2012 on the file of the IX Assistant City Civil Judge at Chennai.

PRAYER in CRP.No.5244 of 2025:

Civil Revision Petition filed under Section 115 of the Civil Procedure Code, before this Court against the fair and Decretal order dated 13.08.2025 passed in EA.NO.4/2025 in EP.No. 4727/2012 on the file of the IX Assistant City Civil Judge at Chennai.

For Petitioner: Mr.Vijayamehanath
(in both CRP'S)
For Respondents: Mrs.R.Angalaparameswari (R1)
(in both CRP's)

COMMON ORDER

The revision petitioners have challenged the order dated 13.08.2025 passed under Order XXI Rule 97 of Civil Procedure Code.

2. Heard the learned counsel for the parties.

3. I do not find infirmity in the order passed by the Executing Court in dismissing the application filed by the petitioners finding that they have no independent right over the schedule property. However, I am not able to justify



the imposition of costs by the Executing Court and no reasons have been assigned for awarding such huge costs in favour of the decree holder.

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4. In the light of the above, while confirming the order dated 13.08.2025 passed by the Executing Court, imposition of costs alone is set aside. Though the petitioners made a request for time to vacate the premises by six months and three months respectively, the learned counsel for the respondents vehemently opposed the said request for grant of time as according to the learned counsel for the 1st respondent/decreed holder purchased the property in the year 1998 and apart from petitioners, there are 10 obstructors, against whom Execution Petition is pending.

Accordingly, these Civil Revision Petitions are disposed of. No costs. Consequently, connected Miscellaneous Petitions are closed.

04-12-2025

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No
arr



The IX Assistant City Civil Judge,
Chennai.





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P.B.BALAJI, J.
arr

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