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Cont.P.No.2788 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.03.2026

CORAM

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

Cont.P.No.2788 of 2025

1.Ponmani Devi Srinivasan
2.Vanjinayaki
3.Kamalam

... Petitioners

vs.

1.Govindammal
2.V.Parthiban
3.V.Thulasimani

... Respondents

PRAYER: Contempt Petition is filed under Sections 11 and 12 of the Contempt of Courts Act, to punish the respondents herein for disobeying the order of this Court dated 11.01.2024 in C.R.P.No.4088 of 2019.

For Petitioners : Mr.J.Antony Jesus

For Respondents : Mr.K.S.Karthik Raja

ORDER

The Contempt Petition has been filed seeking to punish the respondents for the disobedience of the orders of this Court passed in C.R.P.No.4088 of 2019, dated 11.01.2024.

2. The complaint of the petitioners is that though the respondents herein undertook to handover vacant possession of the demised premises to



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the petitioners herein on or before 30th September-2024 as per the order dated 11.01.2024, they failed to handover the same within the stipulated period.

3. The respondents herein filed counter affidavit stating that inspite of their best efforts, the respondents could not find a suitable alternative premises for running the shop and therefore, they could not handover the possession of the subject property to the petitioners within the time stipulated in the above order. It is further stated that the respondents handed over the possession to the petitioners in the execution proceedings in E.P.No.32 of 2023 on the file of the Principal District Munsif Court, Tiruppur. The delivery of possession was recorded by the Executing Court by order dated 05.08.2025. The copy of the said order is also produced before this Court.

4. A perusal of the same would indicate that the petitioners herein filed a Memo before the Executing Court stating that possession had been delivered and based on the same, the execution petition was terminated.



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5. The respondents in their counter affidavit also stated that for the occupation of the property beyond the time stipulated by this Court (i.e., from October-2024 to July-2025), the respondents are willing to pay rent at the rate of Rs.7,500/- per month. The learned counsel appearing for the respondents also handed over Demand Draft bearing No.045034 drawn on IDBI Bank, Avinashi Road, Tiruppur in the name of the 1st petitioner for a value of Rs.75,000/- to the learned counsel appearing for the petitioners.

6. The learned counsel appearing for the petitioners, on instructions, would submit that the Demand Draft for a sum of Rs.75,000/- handed over by the learned counsel for the respondents is accepted treating the amount as damages for use and occupation of the premises for the period from October-2024 to July-2025.

7. Recording the said statement made by the learned counsel appearing for the petitioners, the Contempt Petition is closed.

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Index : Yes/No
Speaking order : Yes/No
Neutral Citation : Yes/No
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