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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE S. SOUNTHAR

CRP.No.4815 of 2023

CNR:{HCMA011764412023}

Case QR

and

CMP.No.28579 of 2023

1. Mannu Gounder
2. Rajamanickam
3. Thangaraj
4. Elumalai

..Petitioner(s)

Vs

Settu

..Respondent(s)

PRAYER: This Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the order passed in E.P.No.20 of 2022 in O.S.No.43 of 1999 on 21.06.2023 by District Munsif Cum Judicial Magistrate, at Ranipet.

(Deleted the word Dismissed in preamble and prayer portion of the Grounds and vide court order dated 05/02/2024 made in CMP No.2526/2024 in CRP No.4815/2023)

For Petitioners : Ms.Deepika Jayaramaraj

ORDER

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The Civil Revision Petition is filed challenging the order passed by the Executing Court in E.P.No.20 of 2022 in O.S.No.43 of 1999, dated 21.06.2023 granting police protection to the respondent/decree holder to enable him to enjoy the fruits of the decree passed in his favour and against the petitioners.

2. The respondent herein filed a suit against the petitioners seeking permanent injunction in O.S.No.43 of 1999 and the same was decreed. Complaining the violation of the decree for injunction, the respondent filed a petition seeking police protection. By impugned order, the Executing Court was pleased to grant police protection to the respondent. Aggrieved by the same, the petitioners/judgment debtors have come before this Court.

3. The learned counsel appearing for the petitioners would submit that under Article 136 of the Limitation Act, 1963, time for filing the execution petition is already over and the present execution petition filed by the respondent is barred by limitation.

4. The respondent obtained a decree for injunction and as per the proviso to Article 136 of the Limitation Act, 1963, an application for the execution of a decree granting a perpetual injunction can be filed at any time without any

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limitation. Therefore, the execution petition filed by the respondent seeking police protection is maintainable and the same is not barred by limitation.

5. The Executing Court by taking into consideration the complaint given by the respondent to the police, CSR copy and accident register, came to the conclusion that there was interference by the petitioners/judgment debtors and granted police protection in favour of the respondent to enable him to enjoy the fruits of the decree passed by the Executing Court. I do not find any error in the impugned order passed by the Executing Court.

6. Accordingly, this Civil Revision Petition is dismissed. No costs. Consequently, the connected Miscellaneous Petition is closed.

05-11-2026

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

dm

To

The District Munsif Cum Judicial Magistrate,
Ranipet.

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S.SOUNTHAR J.

dm

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