Order QR

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE S. SOUNTHAR

CRP.No.6151 of 2026

CNR:{HCMA012281282026}

and

CMP.No.26616 of 2026

1. Sathish Krishnan @ Rathinavel
2. M.Selvi

..Petitioner(s)

Vs

Rajamani

..Respondent(s)

PRAYER: This Civil Revision Petition is filed under Section 115 of the Code of Civil Procedure, to set aside the order dated 19.09.2026 passed in E.A.No.1 of 2026 in E.P.No.1526 of 2026 in O.S.No.6428 of 2023 on the file of the XXVIII Assistant City Civil Court, Chennai.

For Petitioners : Mr.G.Abraham Prabhu

For Respondent : M/s.J.Eva Rosalin Santhakumari

ORDER

The Civil Revision Petition is filed challenging the docket order passed by the Executing Court E.A.No.1 of 2026 in E.P.No.1526 of 2026 in O.S.No.6428 of 2023, dated 19.09.2026 allowing the petition filed by the

https://www.mhc.tn.gov.in/judis

WEB COPY

respondent seeking police protection for execution of warrant issued by the Executing Court.

2. It is not in dispute that the respondent herein filed a suit seeking recovery of damages for defamatory statement made by the petitioners. The said suit was decreed by directing the 1st petitioner to pay a sum of Rs.2,50,000/- as damages to the respondent/plaintiff, within a period of two month from the date of decree. Since the said decree has not been complied with, the respondent filed execution petition in E.P.No.1526 of 2026. The said execution petition was allowed on 21.07.2026 by ordering attachment sale of movable properties of the 1st petitioner. The said order of attachment passed by the Executing Court has not been challenged. Since there was resistance by the Judgment Debtors, an application has been filed by the respondent seeking police aid. The said application was allowed by the Executing Court by the impugned based on the report submitted by the Court Amin and the averment found in the application filed by the respondent. Aggrieved by the same, the petitioners have come before this Court.

3. It is seen from the records that till date, the petitioners have not obtained any stay of the decree passed against them. Therefore, there is no

https://www.mhc.tn.gov.in/judis

Order QR

WEB COPY

impediment for the Executing Court to proceed with the execution petition. In the execution petition, an order of attachment of movable properties was passed against the 1st petitioner on 21.07.2026 and the said order has not been challenged by the petitioners in the manner known to law.

4. The petitioners only challenged the consequential order passed by the Executing Court ordering police protection to execute the warrant issued by it. Without challenging the order allowing the execution petition, the petitioner is not entitled to challenge the consequential order granting police aid. Therefore, I do not find anything to interfere with the impugned order.

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

29-10-2026

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

To

The XXVIII Assistant City Civil Court, Chennai.

https://www.mhc.tn.gov.in/judis

WEB COPY

S.SOUNTHAR J.

dm

CRP.No.6151 of 2026
and
CMP.No.26616 of 2026

29-10-2026

https://www.mhc.tn.gov.in/judis