Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-10-2026

CORAM

THE HON'BLE MR.JUSTICE P.B. BALAJI

A Nos. 4436 and 4437 of 2026
in
EP NO. 73 of 2026

Mr.Faisal Khan
S/o.Late.Mr.Badruzzaman Khan,
Residing at Flat No.A-3,
Venus Garden, New No.41,
Venus Colony 2nd Street,
Alwarpet, Chennai-600018.

..Applicant(s)

Vs

Ms.Leena Paulose
Proprietrix M/s. The Nail Artistry
New Door No.176, Eldams Road,
Teynampet, Chennai-600018.

Presently lodged in
Mandoli Prison,
Mangal Pandey Marg, Harsh Vihar,
Mandoli, New Delhi-110 093.

..Respondent(s)

A No. 4436 of 2026

Pass an order for Police protection from E3 Teynampet Police Station, Chennai to take possession of the Schedule mentioned property in E.P.No.73 of 2026 and thus put Applicant/Decree Holder in possession of the property.

A No. 4437 of 2026

Pass an order for breaking open the lock by the Bailiff to take possession of the Schedule mentioned Property in E.P.No.73 of 2026 and thus put Petitioner in possession of the Property.

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For Applicant(s): Mr. K.M. Aasim Shehzad
for M/s.BFS Legal

For Respondent(s): Mr. K.S. Ilangovan
for M/s. Achari and Antoni Associates

C O M M O N O R D E R

Heard Mr.Aasim Shehzad, the learned counsel appearing for the applicant / decree holder.

2. These two applications have been filed seeking police protection from E3 Teynampet Police Station, Chennai and also for an order empowering the Bailiff of this Court to break open the locks, if necessary, for taking possession of the schedule mentioned property pursuant to the delivery order in E.P. No. 73 of 2026. Despite sufficient opportunity having been granted to the respondent, no counter is forthcoming.

3. I have gone through the affidavits filed in support of the above applications and have also heard the learned counsel for the applicant / decree holder. I have also gone through the report of the Bailiff.

4. I am satisfied that the applicant has made out a case for police protection for effecting delivery without any law and order situation arising in the process of taking possession of the schedule mentioned premises.

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5. Insofar as the application for breaking open the locks is concerned, though I do not find the report of the Bailiff supporting the case of the applicant, it is needless to state that, in the event of the Bailiff finding the schedule mentioned property to be locked, in that event, it should be open to the Bailiff to break open the locks in order to execute the warrant for delivery.

6. Accordingly, both the applications are ordered.

28-10-2026

AT

Note: Issue order copy on 29.10.2026

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P.B.BALAJI, J.

AT

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