

**IN THE COURT OF THE SUBORDINATE JUDGE,
KANGAYAM**

Present: Tmt. A. Deepa, B.A. M.L.,
Subordinate Judge, Kangayam

Thursday, the 11th day of July 2019

(2050 Thiruvalluvar Aandu – Vikari Varudam – Aani Thingal 26th day)

E.P. 1/2019 in

O.S. No.503/2015 (Dharapuram Sub Court)

K. Shanmugasundharam

... Petitioner/Plaintiff/
Decree Holder

/Vs/

R. Shankar Ganesh

... Respondent/Defendant/
Judgment Debtor

This petition is coming for final hearing before this court in the presence of Thiru.K. Sivanandham, Advocate for petitioner/plaintiff/decreed holder, and respondent/defendant/judgment debtor called absent set exparte and on perusal of available material records as well upon hearing the petitioner and having stood over for consideration till this day, this court delivers the following:

ORDER

1. This execution petition is filed by the decree holder seeking possession of the petition mentioned property, which was given to him under sale deed executed by the court in the earlier EP 43/2017.

2. Petition Averments:

The petitioner/decreed holder had filed the suit for specific performance of sale agreement, before Sub Court, Dharapuram in OS 503/2015. The suit was decreed in favour of the petitioner on 16.09.2016. Subsequently, the petitioner filed EP 43/2017 for execution of the sale deed and the court had executed the same in the

name of the petitioner on 30.08.2018. Now after obtaining the sale deed, this application is filed seeking delivery of possession from the respondent.

3. The respondent/judgment debtor though was served with notice, failed to appear before this court on 03.04.2019. Till date, this order is being pronounced, the respondent has not come forward to place any objections regarding delivery of possession of the suit property. Therefore, after getting sale deed it is just a paper unless the property is properly delivered to the petitioner/deGREE holder. As a result, this court orders delivery of the petition mentioned property. Delivery by 29.08.2019.

Dictated to the Stenographer, transcribed and typed by him, corrected and pronounced in open court, on this the 11th day of July 2019.

Sd/- A. Deepa, B.A., M.L.
Subordinate Judge,
Kangayam

Annexure

Petitioner and Respondent side Witness: Nil

Petitioner and Respondent side Exhibits: Nil

Sd/- A. Deepa, B.A., M.L.
Subordinate Judge,
Kangayam