



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Monday, the Eleventh day of April Two Thousand and Twenty Two

PRESENT

The Hon`ble Ms.Justice R.N.MANJULA

CMP(MD) No.2317 of 2016

IN

AS(MD) No.29 of 2016

1 ANDREW SAMUEL

2 ELIZABETH INDRANI

... PETITIONERS/APPELLANTS

Vs

IMMANUEL

... RESPONDENT/RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to pass an order of stay the operation of the judgement and decree passed in O.S.No.75 of 2012 on the file of the 3rd Additional District Court, Tirunelveli, dated 21.02.2014 till the disposal of this AS(MD)No.29 of 2016.

PRAYER IN AS(MD) No.29 of 2016:

Pleased to set aside the judgment and Decree passed in O.S.NO.75 of 2012 on the file of the 3rd Additional District Court, Tirunelveli dated 21.02.2014 by allow this appeal and with cost throughout.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T.SELVAN, Advocate for the petitioner and of MR.M.VEDASINGH, Advocate on behalf of the Respondent, the Court made the following order:-

The order of interim stay has already been granted in this matter for staying the passing of final decree alone by permitting the other proceedings to progress. Since the appeal itself is ripe for final hearing, the interim order already granted can be made absolute. Hence, the interim order already granted is made absolute on the same condition that the passing of final decree alone is stayed and the other proceedings in final decree shall go on.



2. Thus, this petition is closed.

sd/-
11/04/2022

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Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE III ADDITIONAL DISTRICT JUDGE,
TIRUNELVELI.

ORDER
IN
CMP (MD) No.2317 of 2016
IN
AS (MD) No.29 of 2016
Date :11/04/2022

SS/SVR/SAR:I/18.04.2022 : 2P/2C