



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

Thursday, the Sixteenth day of February Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DURAI SWAMY

Second Appeal (MD) No.559 of 2014

Solomon

... Appellant/Respondent/2nd Defendant

Vs

Edward alexander

... Respondent/Appellant/Plaintiff

Second Appeal under Section 100 of the Civil Procedure Code against the judgment and decreetal order in Appeal Suit No.89 of 2011, preferred Ist Additional Subordinate Judge, Nagercoil, dated 30.01.2014 reversing the judgment and decreetal order made in O.S.No.351 of 2010, dated 12.09.2011 by the learned III Additional District Munsif , Nagercoil.

DECREE:

This Second Appeal coming on for hearing on this day. Upon perusing the Grounds of Appeal, the Judgement and Decrees of the Lower Appellate court and the court of First instance and the material papers in the suit and upon hearing the arguments of Mr.S.Rajaprabhu Advocate for the Appellant and Mr.V.Meenakshi Sundaram for Mr.D.Nallathambi, Advocate for the Respondent doth order and decree as follows:

1. That the Judgment and decreetal order dated 30.01.2014 Passed by the I Additional Subordinate Court in A.S.No.89 of 2011, reversing the Judgment and decreetal order dated 12.09.2011 passed by the III Additional District Munsif Court, Nagercoil in O.S.No.351 of 2010 be and are hereby confirmed and this Second Appeal is hereby dismissed.

2. That there shall be No Order as to costs in this Appeal.

sd/-

16/02/2017

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TO

1. The I Additional Subordinate Court, Nagercoil.
2. The III Additional District Munsif Court, Nagercoil.

+3cc to M/s. D.NALLA THAMBI Advocate in SR. No.8521

+1cc to M/s.M.KARUNANITHI Advocate in SR. No.8713

Copy to : The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai.

SSL

JS/PM/PN/SAR.3/2P-8C/27.02.2017

ORDER DATED:

DECREE

SA(MD) No.559 of 2014

Nature of the Decree:

Dismissing the Second
Appeal against the
Judgement and decree order
dated 30.01.2014 on the
file of the Ist Additional
Subordinate Judge Nagercoil
as stated within etc.