

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Monday, the Twelfth day of November Two Thousand Eighteen

PRESENT

THE HON`BLE MS. JUSTICE P.T. ASHA

CMP NO.12106 OF 2018

in SA.NO.437/2018

1 PALANISAMY [PETITIONERS]

2 CHINNATHAYEE

3 VENKATACHALAM

4 KOLANDAIVEL

5 GOWRI

6 PALANIYAMMAL

7 POAPPATHI

8 KUNJAN @ MUTHU

9 MURUGAN

1 S. RAMANA [RESPONDENTS]

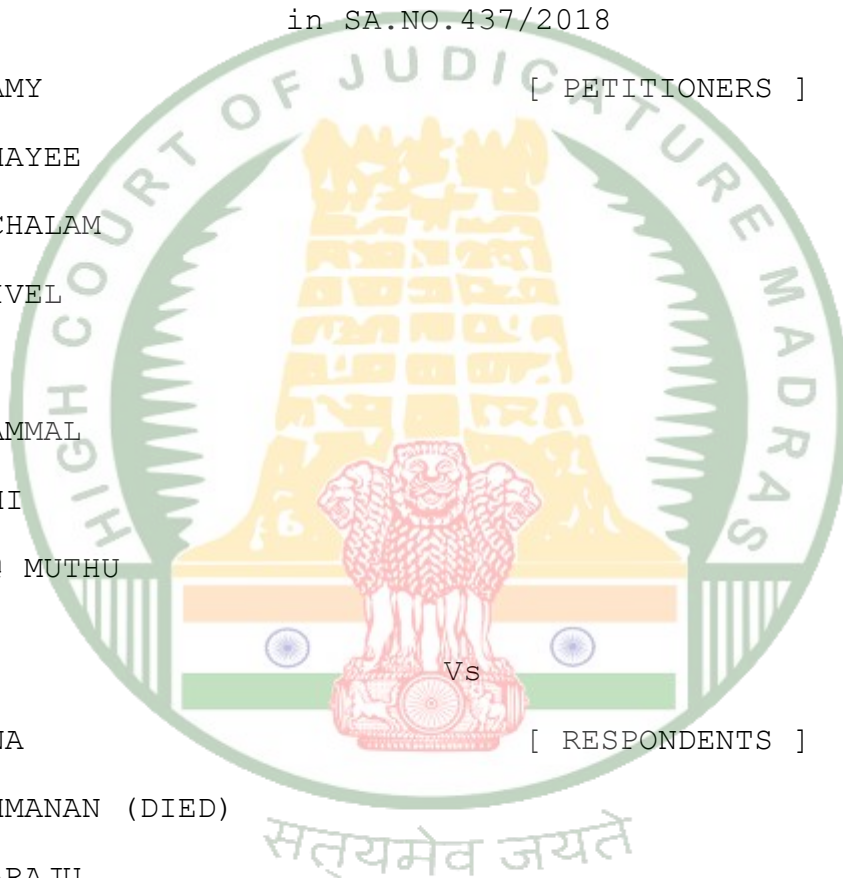
2 S. LAKSHMANAN (DIED)

3 S. THNGARAJU

4 MARIAMMAL

5 SELVARAJ

6 MURUGAN



WEB COPY

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to stay all further proceedings pursuant to the fair and decreetal order t 30/04/2015 in IA No.293/2014 in OS No.442/2012 on the file of the Prl Sub Court Salem as confirmed by the judgment and decree dt 06/09/2017 in AS No.35/2016 on the file of the II Addl Dist court Salem (CMP.12106/2018) pending disposal of the SA.437/2018

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.D.SHIVAKUMARAN, Advocate for the petitioner and of MR.A.THIYAGARAJAN, Advocate (Caveator) for the Respondents the court made the following order:-

The learned counsel for the caveator respondent would submit that the possession has been taken in E.P.No.207 of 2013. Therefore, nothing survives in this Stay Petition and therefore, the same is dismissed. It is needless to state that in the event of the appellants succeeding in the Second Appeal, they will be entitled to restitution.

-sd/-

12/11/2018

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE PRINCIPAL SUBORDINATE
JUDGE, SALEM.

2 THE 2ND ADDITIONAL DISTRICT
JUDGE, SALEM.

3 THE SECTION OFFICER,
JUDICIAL (NOTICE) SECTION,
HIGH COURT, CHENNAI-104.
(FOR SENDING NOTICE ALONG
WITH SUBSTANTIAL QUESTIONS OF LAW)

C.C. to M/S.D.SHIVAKUMARAN Advocate on payment of necessary charges

C.C. to M/S.A.THIYAGARAJAN, Advocate (Caveator) Sr.No.13832

Order

in

CMP.12106/2018

in SA.NO.437/2018

Date :12/11/2018

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
RRI 26/11/2018