IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Friday, the Thirtieth day of November Two Thousand Eighteen

PRESENT

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

CMP No.20667 of 2018

in SA.No.695 of 2018

1 ARULMIGU ANANGKOTTAI SHIR POOTTU [PETITIONERS]
MUNIAPPAN THIRU KOVIL, MUNIAPPAN THIRU
KOVIL, REP.BY ITS POOSARI G. VENKATRAMAN,
S/O. GOVINDASAMY, NO.117/237,
AYYANTHIRUMALIGAI, SALEM.

2 G.VENKATARAMAN

3 R.SUNDARRAJAN

4 K.PALANISAMY

5 R.K.BALU

6 K.PANDIAN

7 E.SENTHILKUMAR

Vs

1 THE STATE OF TAMILNADU [RESPONDENTS]
REP BY THE DISTRICT COLLECTOR,
COLLECTOR OFFICE, COLLECTORATE, SALEM-636001.

2 THE TAHSILDAR
SALEM TALU, TAHSILDAR OFFCE BUILDING,
SALEM CENTRAL CO.OPERATIVE ABNK BACKSIDE,
CHERRY ROAD, SALEM-7.

3 THE VILLAGE ADMINISTRATIVE OFFICER,
52, VILLAGE ADMINISTRATIVE OFFICER,
SARADHA COLLEGE ROAD, NEAR HASTHAMPATTI
WATER TANK, HASTHAMPATTI, SALEM-7.

4 THE EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT, CONSTRUCTION AND
MAINTENANCE, CHERRY ROAD, SALEM-7.

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to grant an order of Interim Injunction forbearing the respondents herein from alienating the property which is subject matter of the

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CFR No.3788 of 2015 in Un Numbered O.S.No. of 2015 on the file of the Principal District Munsif Court at Salem (in CMP.No.20667/2018) pending disposal of the above SA.No.695/2018.

SCHEDULE OF PROPERTIES XEROX COPY ATTACHED

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.NALLIYAPPAN.R, Advocate for the petitioner the court made the following order:-

This Civil Miscellaneous Petition is filed seeking an order of interim injunction forbearing the respondents herein from alienating the property which is subject matter of the C.F.R.No.3788 of 2015 in unnumbered O.S.No..... of 2015 on the file of the Principal District Munsif Court at Salem pending disposal of the above Second Appeal.

2. Considering the fact that any sale pending appeal would be hit by the principles of *lis pendens*, there is no necessity to grant any order of injunction as prayed for. Hence, this Civil Miscellaneous Petition is dismissed.

-sd/-
30/11/2018

/ TRUE COPY /

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

TO

1 THE I ADDITIONAL SUBORDINATE JUDGE, SALEM.

2 THE PRINCIPAL DISTRICT MUNSIF, SALEM.

C.C. to M/S.NALLIYAPPAN R. Advocate on payment of necessary charges

Order
in
CMP.No.20667 of 2018

in SA.No.695 of 2018

Date :30/11/2018

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