



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Tuesday, the Twenty Fourth day of July Two Thousand and Eighteen

PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR
AS(MD) No.46 of 2018

D.SIMPSON

:Appellant/2nd Defendant

Vs.

1.K.GOPINATHAM NAIR

:1st Respondent/Plaintiff

2.V.K.MATHUSOODHANAN

:2nd Respondent/1st Defendant

Prayer in AS(MD) No.46 of 2018:

This Appeal suit under section 96 r/w. Order 41 rule 1 of the Code of Civil Procedure, to call for the documents pertaining to the decree and judgment passed in O.S.No.120 of 2012 on the file of the District Judge, Kanyakumari District at Nagercoil, dated 02.05.2017 and to set aside the same.

DECREE:

This Appeal Suit came up for hearing on this day and upon perusing the Grounds of Appeal, the judgment and Decree of the District Judge, Kanyakumari District at Nagercoil and the material papers in the Suit and upon hearing the arguments of Mr.K.P.Narayana Kumar, Advocate for the Appellant, Mr.M.P.Senthil, Advocate for 1st respondent, and this Court doth order and decree as follows:

1.That the judgment and decree dated 02.05.2017 made in O.S.No.120 of 2012 on the file of District Judge, Kanyakumari District at Nagercoil, be and hereby is confirmed and the Appeal Suit is dismissed and;

2.That there be and hereby no order as to costs in this Appeal Suit.

Schedule of Property

District :Kanyakumari

Sub-Dist. :Thuckalay

Taluk :Kalkulam

Village :Kothanalloor

Sy.No. :3320

Resurvey No. :436/2

Area :15 Cents



Description of Property:

Having an area of 15 Cents House and house site with residential Terrace building Door No.23/36-2 (New No. 23-63) of Kothanalloor Town Panchayat.

Boundaries:

East :Property of Narayanan Nair
West :Property of Suseela Amma
North :Road
South :Property of Subathira Amma

Sd/-

Assistant Registrar (RTI)

// True Copy //

Sub Assistant Registrar (CS I)

To

The learned District Judge,
Kanyakumari, Nagercoil.

COPY TO:

The Section Officer,
V.R.Section, Madurai Bench of Madras High Court,
Madurai. 2COPIES

+1CC to Mr.M.P.SENTHIL, Advocate SR.No.74895,74896.

+1CC to Mr.K.P.NARAYANAKUMAR , Advocate SR.No.74950.

MM

ORDER DATED:24.07.2018

DECREE

A.S. (MD) Nos.46 of 2018

Nature of the Decree:

Dismissing the Appeal Suit preferred against the judgment and decree passed by the District Judge, Kanyakumari District at Nagercoil made in O.S.NO.120 of 2012 dated 02.05.2017 and etc., as stated within.

DS/SKN /SAR-1 (08.02.2019) 2P 7C