



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

Monday, the Third day of December Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice T.RAVINDRAN

CMP(MD) No.10765 of 2018
IN
SA(MD) No.382 of 2018

K.MANIKANDAMOORTHY

... PETITIONER/APPELLANT

Vs

- 1 THE BRANCH MANAGER,
HDFC BANK, D.NO.29, NEAR CIRUIT HOUSE,
KAMARAJAR SALAI, COIMBATORE TOWN.
 - 2 THE GENERAL MANAGER,
TNSTC, TRICHY BYE PASS ROAD, DINDIGUL TOWN,
DINDIGUL DISTRICT.
 - 3 THE SECRETARY,
RMTC WORKERS CO -OPERATIVE HOUSING SOCIETY, TRANSPORT NAGAR,
ALAMARTHUPATTIPO, DINDIGUL-MADURAI ROAD,
DINDIGUL ALUK, DINDIGUL DISTRICT.
 - 4 THE SPECIAL OFFICER,
RMTC WORKERS CO-OPERATIVE HOUSING SOCIETY,
NEAR KANNA PAL PANNAI, DINDIGUL TOWN,
DINDIGUL DISTRICT.
- ... RESPONDENTS/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to suspend the Judgment and Decree in A.S.No.56 of 2015 dated 02.06.2017 passed by the Additional Sub-Ordinate Judge, Dindigul reversing the Judgment and Decree in O.S.No.122 of 2008 dated 15.04.2015 till the disposal of SA(MD)No.382 of 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 Mr.K.MURALEEDHARAN, Advocate for the petitioner and respondents not appeared either in person or by an advocate advocate while admitting SA, the court made the following order:-

The suit was filed by the appellant herein was originally decreed but reversed by the first appellate Court. Questioning the same, this Second Appeal has been filed. When the suit filed by the



appellant has been dismissed, the question of suspending such decree does not arise. This Civil Miscellaneous Petition is dismissed. But this court permits the appellant herein for taking out a fresh applications with an appropriate prayer. Liberty is granted.

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sd/-
03/12/2018

/ TRUE COPY /

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

TO

THE ADDITIONAL SUBORDINATE JUDGE,
DINDIGUL.

PS/MM/SAR-1/13/12/2018/2P/2C

ORDER
IN
CMP (MD) No.10765 of 2018
IN
SA (MD) No.382 of 2018
Date : 03/12/2018