



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Tuesday, the Eighteenth day of September
Two Thousand Eighteen

PRESENT

THE HON`BLE MR.JUSTICE C.V.KARTHIKEYAN

SA(MD) No.549 of 2011

1 SATHAPPAN CHETTIAR

2 UTHIRAM PILLAI,

... APPELLANTS

Vs

1 PARVATHAVARTHINI

2 SUB REGISTRAR-I,
DISTRICT REGISTRAR OFFICE,
PALANI.

... RESPONDENTS

PRAYER: This Second Appeal filed under Section 100 of Civil Procedure Code, against the judgment and Decree passed in A.S.No.4 of 2009 on the file of Subordinate Judge, Palani dated 15.09.2010 reversing the Judgment and Decree passed in O.s.No.258 of 1999 on the file of District Munsif Court, Palani dated 26.09.2008.

DECREE: This Second Appeal coming for hearing on this day, upon perusing the Grounds, the Judgments and Decrees of the Trial Court and Lower Appellate Court in the presence of MR.M.P.SENTHIL, Advocate for the Appellants and of MRS.HEMA SAMPATH, Senior Counsel for MR.D.VENKATESH, Advocate for the first respondent and of MR.M.MURUGAN, Govt. Advocate for the second respondent, while allowing this Second Appeal, doth order and decree as follows:-

1. That the Judgment and decree in A.s.No.4 of 2009 passed by the Subordinate Judge, Palani, dated 15.09.2010 be and hereby is reversed and set aside and the judgment and decree passed in O.S.No.258 of 1999 by the District Munsif Court, Palani, dated 26.09.2008 be and hereby is confirmed;

2. That the respondents do pay a sum of Rs.2,760/-(Rupees Two Thousand Seven Hundred and Sixty only) to the Appellants towards costs incurred in this Second Appeal.



MEMORANDUM OF COSTS

SA (MD) .549 OF 2011

RESPONDENTS () COSTS

Stamp for vakalatnama	10.00
Advocate's Fee on Rupees (750+10% OF 20,000)	2,750.00
Certify that Printing/Typing Charges (certified by AR(T & P) with regard to T & P Charges) To be paid by the respondents	nil

	2,760.00

To the Appellants

Sd/-

Assistant Registrar (CS-III)

// True Copy //

Sub Assistant Registrar (CS-I)

TO

- 1 THE SUBORDINATE JUDGE, PALANI.
- 2 THE DISTRICT MUNSIF, PALANI.

Copy to
THE SECTION OFFICER,
V.R. SECTION, MADURAI BENCH OF MADRAS HIGH
COURT, MADURAI. (2 copies)

- +1 CC To MR.M.P.SENTHIL, Advocate SR. NO.85105
- +1 CC To MR.D.VENKATESH, Advocate SR. NO. 85123
- +1 CC TO The Special Government Pleader SR.NO. 85210

ORDER DATED :18/09/2018

DECREE

SA (MD) NO.549 OF 2011

ALLOWING THIS SECOND
APPEAL ETC. AS STATED WITHIN.