

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2019

CORAM :

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

C.R.P. (NPD)No.617 of 2004

M.A.Ahamed Sadakathullah Maraicaair

.. Petitioner

Vs.

1. Nagoor Mohideen Abdul Khader,
Maraicaair Trust,
Represented by Haji A.Hassan Abdul Khader,
No.32, South Street, Nagore.

2. Abdul Haheem Maraicaair

3. The Nagapattinam Municipality,
Rep. by its Commissioner,
Nagapattinam Municipality,
Nagapattinam.

4. The Tamil Nadu Wakf Board,
Chennai 600 005.

.. Respondents

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, against the fair and final order, dated 22.08.2003, made in W.O.P.No.4 of 2001, on the file of the Principal Subordinate Court, Nagapattinam.

For Petitioner : Mr.Bhagayath Krishnan
for Mr.Srinath Sridevan

For R1 & R2 : No appearance
For R3 : Given up (Cause title)
For R4 : Mr.Esakkiraja

O R D E R

This revision has been filed against the fair and final order, dated 22.08.2003, made in W.O.P.No.4 of 2001, on the file of the Principal Subordinate Court, Nagapattinam.

2. The matter pertains to two brothers claiming right over the trust properties. The main crux of the issue is as to whether the elder brother or younger brother has a right to seek for the

property.

3. According to the learned counsel appearing for the Wakf Board the property belongs to the Wakf Board and that the original trustee who filed the suit is no more further his brother against whom he has sought for the relief, is also no more. Hence, nothing survives in the revision petition and hence it has becomes infructuous.

4. Accordingly, this Civil Revision Petition is dismissed as infructuous. No cost.

Sd/-

Assistant Registrar

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Sub Assistant Registrar

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To

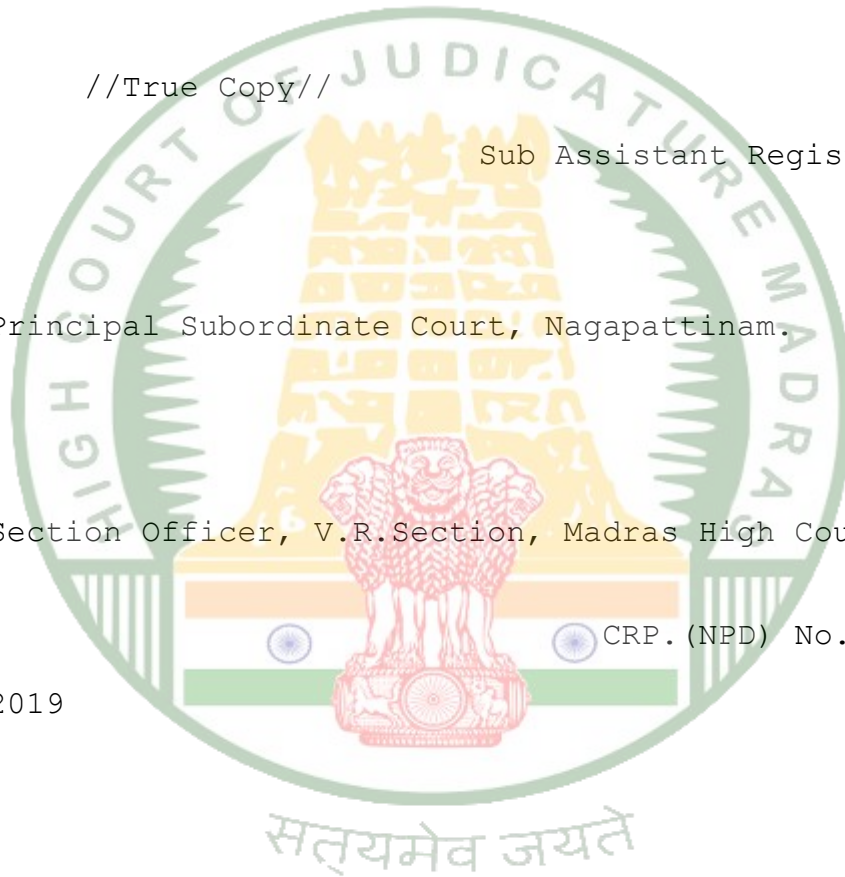
1. The Principal Subordinate Court, Nagapattinam.

Copy to:

2. The Section Officer, V.R.Section, Madras High Court.

CRP. (NPD) No.617 of 2004

nr 19/03/2019



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