

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Monday, the Fifteenth day of April Two Thousand Nineteen

PRESENT

THE HON`BLE MR JUSTICE M.M.SUNDRESH

AND

THE HON`BLE MR JUSTICE C.SARAVANAN

CMP NO.6248 OF 2019

IN AS.NO.163 OF 2019

S.SHANTHAKUMARI [PETITIONER]
W/O LATE SRIHARI NADIU,
REP. BY HER POA, AGENT G.SUMATHI,
2ND PLAINTIFF BOTH ARE
RESIDING AT NO.101, 3RD CROSS,
9TH BLOCK, VINAYAKA LAY OUT,
NAGARABHAVI, BANGALORE 560 072.

2 G.SUMATHI

Vs

1 C.VIMALA [RESPONDENTS]

2 C.JAYAKUMAR

3 G.SHYAMALA

4 V.JAYALAKSHMI

S.MANOCHARAN (DIED)

5 S.RAGURAMAN

N.BHUVANESWARI (DIED)

6 R.SASIKALA

WEB COPY

7 THE MANAGER
CENTRAL BANK OF INDIA,
LATTERI BRANCH,
LATTERI. KATPADI TALUK.

8 N.PRABHU

9 N.SURESH

10 M.NARYAN

8, 10 TO 12 ARE IMPEADED AS LRS OF THE DECEASED 7TH DEFENDANT BY
ORDER passed IN IA.NO.161 OF 2012 DATED 17.07.2013.

11 PRAMELA

12 LAKSHMI

13 SATHYA

14 JANAVEE

13 TO 16 ARE IMPEADED AS LEGAL REPRESENTATIVES OF THE DECEASED 5TH
DEFENDANT AS PER ORDER PASSED IN IA.NO.165/2017 DATED 27.10.2017

Petition praying that in the circumstances stated therein and in
the affidavit filed therewith the High Court will be pleased to pass
an order of Interim Injunction restraining the Respondents their men,
agents, servants or any other person or persons claiming through them
from alienating the suit schedule properties more fully described in
the Schedule to the petition (in CMP.No.6248/2019) pending disposal
of the above AS.No.163/2019.

A 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.CHITRA SAMPATH, Senior Counsel for
M/S.A.SARAVANAN, Advocate for the petitioner and of M/S.V.LAKSHMI
NARAYANAN Advocate frp 5 & 6 respondents the court made the
following order:-

(Order of the Court was made by M.M.SUNDRESH, J.)

The suit is filed for partition and separate possession. The
suit having been dismissed, the present appeal has been filed
interalia alleging alienation.

2.By order dated 13.03.2019, this Court has granted an order of interim injunction insofar as A Schedule property is concerned. Any alienation, if made, would be hit by the doctrine of lis pendens. Accordingly, this petition stands disposed of with the observation that any alienation or encumbrance will be subject to the result of the appeal.

-sd/-
15/04/2019
/ TRUE COPY /

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

TO

THE I ADDITIONAL DISTRICT JUDGE,
AND SESSION JUDGE AT VELLORE.

C.C. to M/S.A.SARAVANAN Advocate SR.No.5407

C.C. to M/S.E.KANNADASAN Advocate SR.No.5427

C.C. to M/S.V.RAGHAVACHARI Advocate SR.No.5411

Order

in
CMP.6248/2019

in
AS.163/2019

Date :15/04/2019

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
KP(25/03/2019)
SDR 25.04.2019