

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Wednesday, the Thirteenth day of February Two Thousand Nineteen

PRESENT

THE HON`BLE MR JUSTICE M.M.SUNDRESH

and

The Hon`ble Mr Justice C.SARAVANAN

CMP No.17122 of 2018

IN AS.NO.634 OF 2018

1 B.RAJESH

[PETITIONERS]

2 K.RAVI

Vs

1 ABDUL SATHAR
2 SIRAJ NISHA
3 SUNNA BAI
4 ABDUL JABBAR
5 JOHAN BASHA
6 SABANA

[RESPONDENTS]

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to issue an order of ad-interim injunction restraining the respondents herein, their men, agents, servants, subordinates or any one acting on their behalf from alienating or encumbering the suit properties concerned in OS.No.138/2012 on the file of the Learned Second Additional District Court, Tiruppur (in CMP.No.17122/18) pending disposal of the above appeal 634/18.
(Xerox Copy Attached in Schedule of Property)

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.S.PARTHASARATHY Senior Counsel for M/S.K.A.VIMAL KUMAR, Advocate for the petitioner and respondent not appearing either in person or by an advocate the court made the following order:-

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

Plaintiffs are the petitioners/appellants. Aggrieved over the judgment and decree rendered by the trial Court, the present appeal has been filed, in which, the present petition for injunction has been filed inter alia alleging that the respondents are alienating the suit property. In the counter affidavit filed by the second respondent, the following statement has been made:

12.I submit that I am not having any intention of alienating the suit scheduled property and I am very much in possession of the same, therefore, the petitioners/plaintiffs are not entitled for the relief of injunction.

2.The above said statement stands recorded and the present petition stands disposed of.

-sd/-

13/02/2019

/ TRUE COPY /

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

TO

THE II ADDITIONAL DISTRICT JUDGE,
TIRUPPUR.

C.C. to M/S.K.A.VIMAL KUMAR Advocate on payment of necessary charges

The Government Advocate, High Court, Madras - 104.

Order

in

CMP.17122/2018

in AS.No.634/2018

Date :13/02/2019

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