



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Tuesday, the Fifth day of November Two Thousand and Nineteen

PRESENT

The Hon'ble Ms.Justice P.T.ASHA

CMSA (MD) . No.34 of 2010

E.Sarojini, ...Appellant/Appellant/Respondent

Vs

Essakkiraju, ... Respondent/Respondent/Petitioner

Prayer :-

Civil Miscellaneous Second Appeal is filed under Order 41 Rule 1 read with section 100 of Civil Procedure Code against the judgment and decretal order dated 09.12.2009 made in C.M.A.(HM).NO.13 of 2008 on the file of the Principal District Judge, Thoothukudi, confirming the judgment and decree dated 18.03.2008 made in H.M.O.P.No.188 of 2007 on the file of the Subordinate Judge, Tirunelveli.

DECREE:

This Civil Miscellaneous Second Appeal coming on for hearing on this day, in the presence of M/s.A.Arumugam, Advocate, for the Appellant and of MR.S.Saravanakumar, Advocate for the Respondent and while allowing the Civil Miscellaneous Second Appeal doth order and decree as follows:

1. That the Order passed by both the Courts below be and hereby are set aside;

2. That there be no order as to costs.

Sd/-

Assistant Registrar(CS-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)



to

1. The Principal District Judge, Thoothukudi.

2. The Subordinate Judge, Tirunelveli.

COPY TO

The Section Officer,V.R.Section,

Madurai Bench of Madras High Court, Madurai. (2 copies)

+1CC TO MR.AJMAL ASSO., Advocate Sr. No. 96376

+1CC TO MR.M.SARAVANAKUMAR, Advocate Sr. No. 96038

ORDER DATED : 05/11/2019

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DECREE

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CMSA (MD) . No.34 of 2010

Dismissing the Civil Miscellaneous Second Appeal preferred against the judgment and decree dated 09.12.2009 made in CMA(H.M) No.13 of 2008 on the file of the Principal District Judge, Thoothukudi, confirming the judgment and decree dated 18.03.2008 and made in HMOP NO.188 of 2007 on the file of the Subordinate Court, Tirunelveli etc., as stated within.

NA (CO)

TR (08.01.2020) 2P 7C