



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
(Civil Appellate Jurisdiction)
Tuesday, the Twenty Third day of July Two Thousand Nineteen

PRESENT

The Hon`ble Mrs.Justice R.THARANI

WEB COPY

SA(MD) . No.589 of 2009

LAKSHMANAPERUMALRAJA @ ALAGAR RAJA

... Appellant / Respondent / 1st Defendant

/ VERSUS /

1 MUTHULAKSHMI

2 HEMALATHA

3 RANJITHKUMAR

4 MURUGAN

... Respondents 1 to 3/Appellants/Plaintiffs

... 4th Respondent/2nd Respondent/2nd Defendant

Appeal filed under Section 100 of Civil Procedure Code, preferred against the Judgment and decree passed by the Subordinate Judge, Srivilliputhur, dated 11.03.2009 made in A.S.No. 8 of 2008 reversing the judgment and decree of the Additional District Munsif Court, Srivilliputhur, dated 26.10.2007 made in O.S.No.193 of 2004.

DECREE:-

This Second Appeal coming on for hearing on Tuesday, the Eleventh day of June, Two Thousand and Nineteen, upon perusing the grounds of Appeal, the judgments and decrees of the Lower Appellate Court and the Court of First Instance and the material papers in the Suit and upon hearing the arguments of MR.S.NATARAJAN FOR MR.M.ASHOKKUMAR, Advocate for the Appellant and of MR.M.S.BALASUBRAMANIA IYER, Advocate for the Respondents 2 and 3 and the Respondents 1 and 4 not appeared either in person or by an advocate and having stood over for consideration till this day, this Court while allowing the Appeal, doth order and decree as follows:-

(1) that the Judgment and Decree passed by the Subordinate Judge, Srivilliputhur, dated 11.03.2009 made in A.S.No. 8 of 2008 be and hereby are set aside ;

(2) that, the judgment and decree of the Additional District Munsif Court, Srivilliputhur, dated 26.10.2007 made in O.S.No.193 of 2004 be and hereby are confirmed and

(3) that there be no costs in this Second Appeal.

Sd/-

Assistant Registrar (CS-III)

// True Copy //



TO

1. The Subordinate Judge, Srivilliputhur.
2. The Additional District Munsif Court, Srivilliputhur

WEB COPY
Copy to:

The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.M.S.BALA SUBRAMANIA IYER, Advocate SR-77364 dated
24.07.2019

ORDER DATED : 23/07/2019

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DECREE

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SA(MD) . No.589 of 2009

Nature of Decree:- Allowing the Appeal preferred against the Judgment and decree passed by the Subordinate Judge, Srivilliputhur, dated 11.03.2009 made in A.S.No. 8 of 2008 reversing the judgment and decree of the Additional District Munsif Court, Srivilliputhur, dated 26.10.2007 made in O.S.No.193 of 2004 and etc. as stated within.

NA (02.08.2019) 2P : 6C