



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Tuesday, the Sixteenth day of July Two Thousand Nineteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice K.RAVICHANDRABAABU
and
The Hon`ble Mr Justice SENTHILKUMAR RAMAMOORTHY

CMP(MD) No.3864 of 2019

IN

AS(MD) No.70 of 2019

MOHAMED SHEIK THARIK

... PETITIONER/APPELLANT

Vs

A.M.JENOFER FATHIMA

... RESPONDENT/RESPONDENT

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to suspend the Judgement and Decree order dated 10.10.2018 made in O.S.No.1 of 2018 on the file of the Family Judge, Sivagangai, pending disposal of the above AS(MD)NO.70 of 2019 and thus render justice

PRAYER in AS(MD)No.70/2019:

To set aside the fair and decreetal order dated 10.10.2018 made in O.S.1 of 2018 on the file of the Family Court Judge at Sivagangai.

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.RAJASEKAR, Advocate for the Respondent and of the Petitioner not appeared either in person or by an Advocate, the court made the following order:-

[Order of the Court was made by K.RAVICHANDRABAABU, J.]

There is no representation for the petitioner. However, we propose to dispose of this Miscellaneous Petition, since the same is not maintainable for the following reasons:

2.It is seen that the present appeal is filed against the Judgment and decree made in O.S.No.01 of 2018, on the file of the Family Court, Sivagangai, in dismissing the suit filed by the plaintiff to declare the marriage held between the plaintiff and the defendant as null and void. The trial Court dismissed the suit.



Therefore, the present Miscellaneous Petition, seeking to suspend the Judgment and decree of the trial Court, is not maintainable.

3. Accordingly, this Miscellaneous Petition is dismissed, as not maintainable.

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sd/-
16/07/2019

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

THE JUDGE, FAMILY COURT,
SIVAGANGAI

ORDER
IN
CMP (MD) No.3864 of 2019
IN
AS (MD) No.70 of 2019
Date :16/07/2019

rj2
PK/JC/SAR-4/24.07.2019 : 2P/2C