



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Monday, the Twenty Sixth day of August Two Thousand and Nineteen

PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR

SA(MD) . No.400 of 2018

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S.YESUDHAS ... Petitioner/Appellant/Plaintiff

Vs

- 1 STATE OF TAMILNADU,
REP BY THE DISTRICT COLLECTOR, KANYAKUMARI,
DISTRICT AT NAGERCOIL, NAGERCOIL VILLAGE,,
AGASTHEESWARAM TALUK, KANYAKUMARI DISTRICT.
 - 2 THE SECRETARY CUM COMMISSIONER,
MINISTRY OF FOREST AND ENVIRONMENTS,,
FORT ST.GEORGE, SECRETARIAT, CHENNAI.
 - 3 THE CONSERVATOR OF FORESTS,
KANYAKUMARI DISTRICT AT HEAD QUARTERS OF,
VADASERY, AGASTEESWARAM TALUK, KANYAKUMARI DISTRICT.
 - 4 THE DISTRICT FOREST OFFICER,
KANYAKUMARI DISTRICT, HEAD QUARTERS OF,
VADASERY, VADASERY VILLAGE, AGASTEESWARAM TALUK,
KANYAKUMARI DISTRICT.
 - 5 THE DISTRICT SOCIAL FOREST OFFICER,
KANYAKUMARI DISTRICT AT HEAD QUARTERS AT VADASERY,
NAGARCOIL 1, AGASTEESWARAM TALUK, KANYAKUMARI DISTRICT.
- ... Respondents Respondents/Defendants

Prayer:- Second Appeal filed under Section 100 of C.P.C., against the judgment and decree dated 16.03.2018 of the District Judge, Kanniyakumari District at Nagercoil, and made in A.S.No.36 of 2008 on his file, confirming the Judgement and decree dated 17.07.2008 of the Special Judge for Forest Offence Cases, Nagercoil, made in O.S.No.8 of 2008 on his file.

DECREE:- This Second Appeal coming on for hearing on this day; 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 appeal and upon hearing the arguments MR.K.N.Thampi, Advocate for the Appeallant, and Mr.J.Gunaseelan Muthiah, Additional Government Pleader for the Respondent Nos. 1 to 5, and this Court doth order and decree as follows:-

(1) That the Judgment and Decree dated 16.03.2018 of the District Judge, Kanniyakumari District at Nagercoil, and made in A.S.No.36 of 2008 on his file, confirming the Judgement and



decree dated 17.07.2008 of the Special Judge for Forest Offence Cases, Nagercoil, made in O.S.No.8 of 2008 on his file, be and hereby are confirmed and this Second Appeal do stand dismissed; and

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

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Sd/-

Assistant Registrar (CS II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

TO

- 1.The District Judge, Kanniyakumari District at Nagercoil,
- 2.The Special Judge for Forest Offence Cases, Nagercoil.

Copy to:

The Section Officer,
V.R. Section,

Madurai Bench of Madras High Court, Madurai - 2 Copies

- 1cc to Mr.K.N.Thampi ,Advocate, SR No.83634
- +1cc to M/s.Special Government Pleader, SR No.83586

ORDER DATED: 26/08/2019

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DECREE

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SA(MD). No.400 of 2018

Nature of Decree:-

Dismissing the Second Appeal preferred against the judgment and decree of the District Judge, Kanniyakumari District at Nagercoil, made in A.S.No.36 of 2008, dated 16.03.2018 confirming the judgment and decree of the Special Judge for Forest Offence Cases, Nagercoil, made in O.Suit No.8 of 2008 dated 17.07.2008 etc., as stated within.

KK(07.07.2020) 2P 7C