



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

Monday, the Seventeenth day of August Two Thousand and Twenty

PRESENT

The Hon`ble Mr.Justice RMT.TEEKAA RAMAN

SA(MD) . No.598 of 2009

1.NANCY PAPLET,

2.THIRAVIAM (DIED)

{Memo presented in court and recorded as A2 died and A1 is already on record and recorded as LR of the deceased A1 vide court order dated 23.01.2020} ... Appellant/Appellants/Defendants 1 & 2

Vs

1.R.ROMY ...1st Respondent/1st Respondent/Plaintiff

2.M.JOY @ BABY ...2nd Respondent/2nd Respondent/3rd Defendant

Prayer:- Second Appeal filed under Section 100 of Civil Procedure Code 1908, against the judgment and decree in A.S.No.136 of 2006, dated 18.09.2008, on the file of the Sub Court, Padmanabhapuram, confirming the judgment and decree of the court in O.S.No.63 of 2004, dated 31.07.2006, on the file of the Additional District Munsif Court, Eraniel,

DECREE:- This Second Appeal coming upon for hearing on Tuesday, the Seventeenth day of March, Two Thousand and Twenty, 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 MR.C.GODWIN, Advocate for the Appellant, and Mr. S.Meenakshi Sundaram, Senior Counsel for Mr.M.S.Xavier Rajini, for the first respondent and none appeared either in person or by an Advocate for the second respondent, and having stood over for consideration till this date, this Court doth order and decree as follows:

(1) That the judgment and decree dated 18.09.2008 passed in A.S. No.136 of 2006, on the file of the Sub Court, Padmanabhapuram, confirming the judgment and decree dated 31.07.2006 passed in O.S. No. 63 of 2004, on the file of the Additional District Munsif Court, Eraniel, be and hereby are confirmed and this Second appeal is dismissed;and



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

Sd/-

Assistant Registrar (CS II)

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// True Copy //

/ /2020

Sub Assistant Registrar(CS)

TO

1.The Subordinate Judge, Padmanabhapuram

2.The District Munsif Court, Eraniel

Copy to:

The Section Officer,
V.R. Section,

Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.S. XAVIER RAJINI, Advocate, SR-14355

ORDER DATED :17/08/2020

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DECREE

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SA(MD). No.598 of 2009

Nature of Decree:-

Dismissing the
Second Appeal preferred
against the judgment
and decree dated
18.09.2008 passed in
A.S. No.136 of 2006, on
the file of the Sub
Court, Padmanabhapuram,
confirming the judgment and
decree dated 31.07.2006
passed in O.S.63 of 2004,
on the file of the
Additional District Munsif
Court, Eraniel, etc., as
stated within.