



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

Monday, the Twelfth day of October Two Thousand Twenty

PRESENT

The Hon`ble Mr.Justice M.GOVINDARAJ

CMP (MD) No.2699 of 2020

IN

SA No.1619 of 2000

1 SENTHUR PANDIAN NADAR
2 P.SUBRAMANIA NADAR (DIED)
3 P.PALAVESAMUTHA NADAR
4 P.SHANMUGAVEL NADAR (DIED)
5 ESAKKIAMMAL (DIED)
6 T.MOOKKAMMAL
7 T.SELVAM
8 THAMARA IKANI
9 ANNAKILI
10 CHELLATHAI
11 NAGARAJAN
12 S.KRISHNAN
13 CHENTUR KANI
14 SELVAM
15 PATHRAKALI
16 MUTHUMALI

... PETITIONERS 1 to 16/
APPELLANTS 1 TO 7,8,10 to 18

17 PALDURAI
18 THANGARASI
19 RAMAR
20 LAKSHMANAN
21 RAJIV GANDHI
22 KAVITHA

... PETITIONERS 17 to 22/LR's OF 2nd APPELLANT/
PROPOSED APPELLANT 19 to 25

Vs

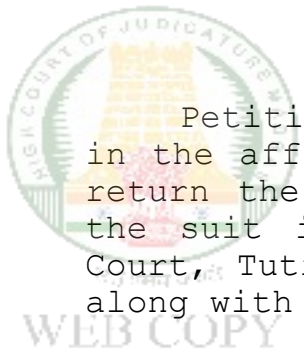
JEYPANDIA NADAR (DIED)

1 R.CHELLAKANI
2 R.PONMADASAMY
3 J.MANI
4 J.SEMBULINGAM

... RESPONDENTS 1 to 4/RESPONDENTS 2 to 5

5 T.PANNEER
6 THARASINGH (DIED)

... RESPONDENTS 5 to 6/APPELLANTS 8 & 9



Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to return the original sale deed dated 08.12.1919 marked as Ex-A1 in the suit in O.S.No.247/1984 before the Principal District Munsif Court, Tuticorin by substituting the certified copy already marked along with the original.

PRAYER IN SA No.1619 of 2000:

To prefer this memorandum of Second appeal against the Judgment and Decree in A.S.No.38 of 1989 on the file of the Sub-Court, Tuticorin, dated 24.2.1992 confirming the Judgment and Decree in O.S.No.247 of 1984 on the file of the Principal District Munsif, Tuticorin dated 4.1.89.

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.H.ARUMUGAM, Advocate for the petitioners and of MR.K.SREEKUMARAN NAIR, Advocate on behalf of the Respondents 2 to 5, the court made the following order:-

The present petition has been filed seeking to return the original sale deed dated 08.12.1919, marked as Ex.A.1 in the suit in O.S.No.247 of 1984 before the Principal District Munsif Court, Tuticorin, by substituting the certified copy already marked along with the original.

2. The learned counsel for the respondents 2 to 5 would submit that there is no difference between the certified copy and the original.

3. The learned counsel for the petitioner requests to return the original sale deed for the purpose of filing it before the Court below in a suit for partition.

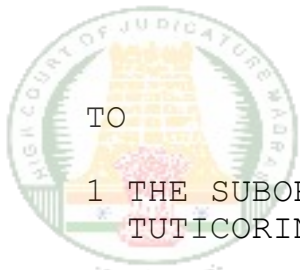
4. In view of the above, this petition is ordered and the Registry is directed to return the original sale deed dated 08.12.1919, marked as Ex.A.1 in the suit in O.S.No.247 of 1984 before the Principal District Munsif Court, Tuticorin, after substituting the same with a certified copy.

5. Post the Second Appeal for hearing on **23.11.2020**.

sd/-
12/10/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



TO

1 THE SUBORDINATE JUDGE,
TUTICORIN.

2 THE PRINCIPAL DISTRICT MUNSIF,
TUTICORIN.

COPY TO:

THE SECTION OFFICER,
V.R. SECTION,

MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. C.C. to M/S.H.ARUMUGAM, Advocate SR.No.6946

ORDER

IN

CMP (MD) No.2699 of 2020

IN

SA No.1619 of 2000

Date :12/10/2020

SML

JM/PN/SAR III/14.10.2020/3P/5C