



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

Monday, the Twenty Fourth day of February Two Thousand Twenty

PRESENT

The Hon`ble Mr.Justice R.SUBRAMANIAN

CMP(MD) No.12558 of 2019
IN
SA(MD) No.625 of 2019

PICHAMMAL

... PETITIONER/APPELLANT

Vs

1 JAGAJOTHI
2 RAJ REDDIAR

... RESPONDENTS/ RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to pass an order of Interim Stay of the operation of the judgment and decree dated 21.08.2019 passed in A.S.No. 20 of 2017 on the file of the Sub Court, Kovilpatti reversing the judgment and decree dated 28.07.2017 passed in O.S. No. 279 of 2011 on the file of District Munsif Court Kovilpatti pending disposal of the main Second Appeal.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.D.NALLATHAMBI, Advocate for the petitioner and of MR.S.KADARKARAI, Advocate for R1, the court made the following order:-

Considering the fact that the decree challenged is one for mandatory injunction and recovery of possession and that the appeal itself would become infructuous if the decree is allowed to be executed pending appeal.

2. Interim stay granted on 02.01.2020 is made absolute.

sd/-
24/02/2020

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



TO

1.THE SUBORDINATE JUDGE, KOVILPATTI.

2.THE DISTRICT MUNSIF, KOVILPATTI.

+1 CC to M/s.D.NALLATHAMBI, Advocate (SR-3965[I] dated 25/02/2020)

ORDER

IN

CMP (MD) No.12558 of 2019

IN

SA(MD) No.625 of 2019

Date :24/02/2020

am

AE/JC/SAR-I (27.02.2020) 2P 4C