



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

Wednesday, the First day of September Two Thousand Twenty One

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

SA(MD) . No.452 of 2012

P.SUBBIAH @ P.KATTURAJAN ... Appellant/Appellant/Defendant

Vs

1 T.CHIDAMBARAM (DIED)

2 C.SARADAMBAL (DIED) ... Respondents/Respondents/Plaintiff

3 C. BALASUBRAMANIAN,

4 JANAKI

5 PARAMESWARI ... Respondent(s)

(Respondents 3 to 5 are brought on record
as Lrs of the deceased respondents 1 and 2
vide order dated 17.08.2021 made in
CMP(MD)Nos.6256, 6258 and 6259/2021)

Prayer:-

Second Appeal filed under Section 100 of C.P.C., against the judgment and decree dated 24/08/2011 made in AS.14 of 2011, on the file of the learned I Additional District Judge, Madurai, confirming the judgment and decree dated 28/01/2011 made in OS.NO.535 of 2006 on the file of the learned I Additional Subordinate Judge Madurai.

DECREE:- This Second Appeal coming on for hearing on this date, 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 of Mr.R.G.Shankar Ganesh for the Appellant and of Mr.D.Senthil Advocate for Third Respondent to Fiveth Respondent, this Court doth order and decree as follows:-

(1) That the judgment and decree dated 24/08/2011 made in AS.14 of 2011, on the file of the learned I Additional District Judge, Madurai, confirming the judgment and decree dated 28/01/2011 made in OS.NO.535 of 2006 on the file of the learned I Additional Subordinate Judge Madurai be and hereby are confirmed and this

<https://hcservices.courts.gov.in/hcservices/>



Second appeal is dismissed ; and

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

Sd/-

Assistant Registrar (CO)

// True Copy //

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/ /2021

Sub Assistant Registrar(CS)

TO

1.The I Additional District Judge,
Madurai.

2. The I Additional Subordinate Judge,
Madurai.

Copy to:

The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.R.G.SHANKARGANESH, Advocate (SR-27843 dated 01/09/2021)

+1 CC to M/s.D.SENTHIL, Advocate (SR-27854 dated 02/09/2021)

ORDER DATED : 01/09/2021

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DECREE

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SA(MD) . No.452 of 2012

Nature of Decree:- While Dismissed the Second Appeal against the judgment and decree dated 24/08/2011 made in AS No.14 of 2011, on the file of the learned I Additional District Judge, Madurai, confirming the judgment and decree dated 28/01/2011 made in OS.NO.535 of 2006 on the file of the learned I Additional Subordinate Judge Madurai. as stated therein

RD(7.10.2021) 2P 7C