



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

(Civil Appellate Jurisdiction)

Wednesday, the Twenty Second day of September Two Thousand Twenty One

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PRESENT

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

SA(MD) . No.394 of 2014

M.A.ABDUL KADAR ... Appellant/Respondent/Plaintiff

Vs

1 M.A.MYMOON BEEVI

2 MOHAMMED IBRAHIM

3 M.A.MOUDALLI SYED AHAMED(Died)

... Respondents/Appellants/Defendants

4 RAHMATH

5 MOHAMED ARIF

6 MOHAMED NAWAB

7 SAIBUNISHA,

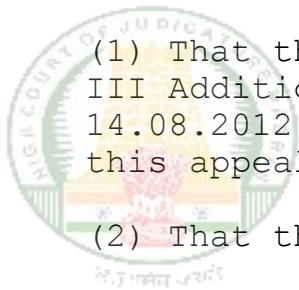
8 MOHAMED BASITH RIYAN ... Respondents

Prayer:-

Second Appeal filed under Section 100 of C.P.C., against the judgment and decree of the III Additional District and Sessions Judge, Tirunelveli, dated .14.08.2012. made in Appeal Suit No.2 of 2011., by reversing the judgment and decree of the court of the Principal Subordinate Judge, Tirunelveli, made in Original Suit No. 113 of 2009. dated . 29.10.2010.

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 M.SANKAR, Advocate for the Appellant and of M.P.SENTHIL, Advocate for the respondent, this Court doth order and decree as follows:-



(1) That the Judgment and Decree of the 1st Appellate Court Viz., the III Additional District and Sessions Judge, Tirunelveli, dated 14.08.2012 made in A.S.No. 2/2011 be and hereby are confirmed and this appeal is dismissed.

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

Sd/-

Assistant Registrar (CS III)

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// True Copy //

/ /2021

Sub Assistant Registrar (CS)

TO

1. The III Additional District and Sessions Judge,
Tirunelveli,

2. The Principal Subordinate Judge,
Tirunelveli,

Copy to:

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

+1 CC to M/s.M.P.SENTHIL, Advocate (SR-30057 dated 23/09/2021)

ORDER DATED : 22/09/2021

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DECREE
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SA(MD) . No.394 of 2014

Nature of Decree:-

Dismissing the Second Appeal preferred against the judgment and decree of the III Additional District and Sessions Judge, Tirunelveli, dated.14.08.2012 made in Appeal Suit No.2 of 2011., by reversing the judgment and decree of the court of the Principal Subordinate Judge, Tirunelveli, made in Original Suit No. 113 of 2009. dated .29.10.2010. etc., as stated within.