



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Tuesday, the Fourth day of January Two Thousand Twenty Two

PRESENT

THE HON`BLE MR.JUSTICE PARESH UPADHYAY

AND

THE HON`BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

CMP.No.15952 of 2021

in AS.No.334 of 2021

ABDUL ALEEM
S/O.K.M.SULTHAN IBRAHIM
BLOCK NO.684, RACE COURSE ROAD,
NO.2-316, SINGAPORE-210684
REP. BY HIS POWER AGENT
ABDUL KADAR, S/O.ABDUL KAREEM,
13, VAZHAI PASHA VANIYA STREET,
MANNARGUDI TOWN, TALUK & MUNSIFI
TIRUVARUR DISTRICT.

[PETITIONER]

Vs

1 K.S.AMEER HAMSA
S/O.K.M.SULTHAN IBRAHIM
REP BY HIS POWER AGENT
WAHIDHA BANU, W/O.K.S.AMEER HAMSA
BOTH RESIDING AT 199, THIRD STREET,
PHILOMINA NAGAR, NANJIKOTTAI ROAD,
THANJAVUR TALUK AND DISTRICT.

[RESPONDENTS]

2 K.S.MUBARAK NISHA
3 K.S.MEHARAJ NISHA
4 S.A.BARAKATH NISHA
5 ABAVU RAHMAN
6 T.M.AASIK HAMEED
7 DR.BABURAJ
8 DHANAPAL



9 ELANGO VAN

10 K.M.IFRATHKHAN

11 JEEVANANDHAM

12 KARTHI

13 S.M.ABDUL

14 USMAN

15 M.MOHANRAJ

16 T.A.SALAMATH NISHA

17 BAKKEER MOHAMED

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 stay of all further proceedings in OS 1/2017 on the file of Additional District and Sessions Court (Fast Track Mahila Court), Tiruvarur in Pursuance of judgment and decree dated 16.7.2021 [in CMP.No.15952 of 2021] pending disposal of above AS.No.334 of 2021

Order : This petition coming on this day for hearing upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.S.SOUNTHAR, Advocate for the petitioner and of MR.V.VIJAYABASKAR, Advocate (Caveator) on behalf of the 1st Respondent, the court made the following order:-

(Order of the Court was made by PARESH UPADHYAY, J.)

It is indicated that the first appeal is already admitted on 27.10.2021. Since the dispute is about the partition of the property and the preliminary decree is already passed, it is ordered that the process for adjudication based on the impugned preliminary decree is not stayed only the final decree shall not be passed.

C.M.P. is disposed of in above terms.

-sd/-

04/01/2022

/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.



TO

THE ADDITIONAL DISTRICT AND SESSIONS JUDGE
[FAST TRACK MAHILA COURT],
TIRUVARUR

C.C. to MR.V.VIJAYABASKAR, Advocate, SR.No.113/2022.

C.C. to MR.S.SOUNTHAR, Advocate, SR.No.167/2022.

Order
in
CMP.No.15952 of 2021
in AS.No.334 of 2021

Date :04/01/2022

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