



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

THURSDAY THE TENTH DAY OF MARCH
TWO THOUSAND AND TWENTY TWO

PRESENT:

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Second Appeal No.238 of 2014

S.Vijaya Babu ... Appellant/ Appellant/ Plaintiff

-Vs-

T.P.Govindarajan ... Respondent/ Respondent/Defendant

Prayer : Second Appeal under Section 100 of C.P.C., against the judgment and decree dated 02.12.2012 made in A.S.No.142 of 2009 on the file of Additional District and Sessions Judge, Fast Track Court No.III, Coimbatore confirming the judgment and decree dated 05.08.2009 made in O.S.No.612 of 2007 on the file of III Additional Subordinate Judge, Coimbatore.

Decree: This Second Appeal coming on for hearing on this day and upon perusing the Grounds of Appeal, the order of the Lower court and the material papers in the case and upon hearing the arguments of Mr.L.Mouli, Advocate for the Appellant and of Mr.R.Bharath Kumar, Advocate for the respondent and this Court, doth order and decree as follows:

i) that the decree and judgment passed by both the Courts below be and hereby are confirmed and the Second Appeal stands dismissed;

ii) that till the advance amount is repaid back by the Respondent herein/defendant to the Appellant herein/Plaintiff as awarded by the Trial Court, there shall be a charge on the property.

iii) that there be no order as to costs in this Second Appeal.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar



To

1.The Additional District and Sessions Judge,
Fast Track Court No.III, Coimbatore

2.The III Additional Subordinate Judge, Coimbatore.

Copy to:

The Section Officer,
VR Section,
High Court, Madras.

+1 cc to Mr.L.Mouli, Advocate Sr.NO.16453

+1 cc to Mr.R.Bharath Kumar, Advocate Sr.NO. 16145

DATED:10.03.2022

DECREE

S.A.No.238 of 2014

Dismissing the Second Appeal preferred against the judgment and decree dated 02.12.2012 made in A.S.No.142 of 2009 on the file of Additional District and Sessions Judge, Fast Track Court No.III, Coimbatore confirming the judgment and decree dated 05.08.2009 made in O.S.No.612 of 2007 on the file of III Additional Subordinate Judge, Coimbatore etc as stated within.

PM(CO)

A.SK(30/03/2022)