



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

Monday, the Thirteenth day of June Two Thousand and Twenty Two

PRESENT

The Hon`ble Mrs.Justice R.HEMALATHA

CMP(MD) No.3560 of 2005
IN
SA(MD) No.455 of 2005

(*) 1.N.ABDUL KAREEM (DIED)

2. A.SIKKANDAR BANU
3. A.ASMITHA BANU
4. N.A.APSARA BANU
5. N.A.SULTAN ALI
6. N.A.ASINA RANI

... PETITIONERS/APELLANTS

(*) AA 2 TO 6 ARE BROUGHT ON RECORD
AS LRS OF THE DECEASED SOLE
APPELLANT VIDE COURT ORDER DATED
16.12.2020 MADE IN CMP(MD) NO.5367
AND 5368 OF 2020 IN SA(MD) NO.455 OF
2005 BY MGRJ.

Vs

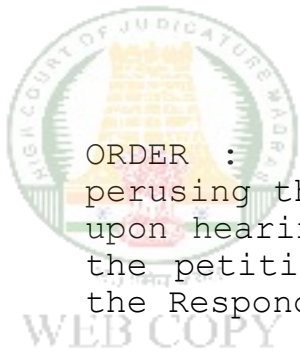
M.SHAJAHAN

... RESPONDENT/RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to pass an order of temporary injunction restraining the respondent herein, his men, agents, servants, or any claiming through or in the name of the respondent, from in any way putting up any further permanent or temporary constructions of any nature in the property forming the subject matter of the suit in OS.No.66 of 1997 on the file of the District Munsif of Melur, pending disposal of the above Second Appeal.

PRAYER IN SA(MD) No.455 of 2005 :

Pleased to set aside the decree and the judgment dated 13.09.2004 rendered in A.S.No.194 of 2003 on the file of the First Additional Subordinate Judge, Madurai, reversing the decree and the judgment dated 27.06.2002 rendered in O.S.No.66 of 1997 on the file of the District Munsif of Melur, by allowing this Second Appeal.



ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.P.JESSI JEEVA PRIYA, Advocate for the petitioners and of MR.M.V.VENKATASESHAN, Advocate on behalf of the Respondent, the court made the following order:-

By consent C.M.P.(MD) No.3560 of 2005 is closed, in view of the fact that S.A.(MD)No.455 of 2005 is taken up for final hearing.

sd/-
13/06/2022

/ TRUE COPY /

/ /2022
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE FIRST ADDITIONAL SUBORDINATE JUDGE,
MADURAI.
2. THE DISTRICT MUNSIF, MELUR.

ORDER
IN
CMP(MD) No.3560 of 2005
IN
SA(MD) No.455 of 2005
Date :13/06/2022

myr
USK/JM/SAR-I/16.06.2022/2P/3C