



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

**Monday, the Twenty Eighth day of February Two Thousand Twenty Two
PRESENT**

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

SA(MD) . No.401 of 2010

WEB COPY

- 1.NAGARAJAN (DIED)
- 2.PUSHPAMMAL
- 3.RAJALAKSHMI
- 4.SHANMUGAVALLI
- 5.PALANICHAMY
- 6.BALASUBRAMANIAN

... Appellant/1st Respondent/Plaintiff

(Appellants 2 TO 6 are brought on record as Lrs of the deceased sole appellant vide court order dated 11.02.2022 made in CMP(MD) Nos.2155, 2156, 2157 & 2158/2017

Vs

- 1 THE DISTRICT COLLECTOR
RAMANATHAPURAM DISTRICT, RAMANATHAPURAM.

- 2 THE TAHSILDAR
PARAMAKUDI TALUK, RAMANATHAPURAM DISTRICT.

- 3 THE COMMISSIONER
PARAMAKUDI PANCHAYAT UNION, PARAMAKUDI TALUK,
RAMANATHAPURAM DISTRICT. ... Respondents / Appellants /
Defendants 6 to 8

- 4 RAKAPPA KONAR

- 5 BOOBATHI

- 6 SUBRAMANIAN

- 7 MALAICHAMY

- 8 ARUMUGAM ... Respondents/Respondents 2-6/Defendants 1- 5

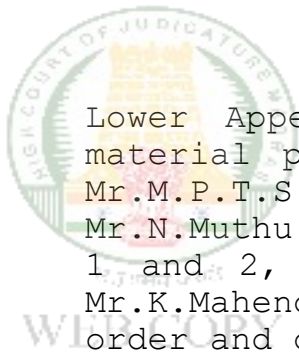
Prayer:-

Second Appeal filed under Section 100 of Code of Civil Procedure, against the Judgment and Decree dated 26/11/2009 made in Appeal Suit No.31 of 2009 on the file of the Subordinate Judge, Paramakudi, reversing the Judgment and Decree dated 18/09/2007 made in Original Suit No.147 of 2005 on the file of the District Munsif , Paramakudi.

DECREE:-

This Second Appeal coming on for hearing on this date, upon perusing the grounds of Appeal, the judgments and decrees of the

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Lower Appellate Court and the Court of First Instance and the material papers in the Suit and upon hearing the arguments of , Mr.M.P.T.S.Narendravasan advocate for the appellants, Mr.N.Muthu Vijayan, Special Government Pleader for the respondents 1 and 2, Mr.M.Rajarajan advocate for the third respondent, and Mr.K.Mahendran, advocate for the respondents 4to8, this Court doth order and decree as follows:-

(1) That the Judgment and Decree of the Subordinate Judge, Paramakudi dated 26/11/2009 made in Appeal Suit No 31 of 2009 reversing the Judgment and Decree dated 18/09/2007 made in Original Suit No.147 of 2005 on the file of the District Munsif , Paramakudi be and hereby are confirmed thia second appeal is dismissed; and

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

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

TO

- 1.The Subordinate Judge, Paramakudi.
- 2.The District Munsif, Paramakudi.

Copy to:

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

+1 CC to M/s.K.MAHENDRAN, Advocate (SR-9083 dated 28/02/2022)

ORDER DATED:28/02/2022

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DECREE

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SA(MD). No.401 of 2010

While Dismissing this Second Appeal preferred against the Judgment and Decree dated 26/11/2009 made in Appeal Suit No.31 of 2009 on the file of the Subordinate Judge,Paramakudi,reversing the Judgment and decree,dated 18/09/2007 made in Original Suit No.147/2005 on the file of the District Munsif Paramakudi and etc.,as stated within.

RD(28.03.2022) 2P 6C