



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

Wednesday, the Sixth day of April Two Thousand Twenty Two

PRESENT

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

SA(MD) . No.840 of 2010

1 T.EZHIL ... 1<sup>st</sup> Defendant/Appellant/  
3<sup>rd</sup> Respondent/Appellant

Vs

1 N.SASIKUMAR

2 S.NAGAPPAN

3 RETNA BAI ... Plaintiffs & 2<sup>nd</sup> Defendant/  
Respondents 1 to 3/  
Appellant & Respondents 1 and 2/Respondents

Prayer :-

Second Appeal filed under Section 100 of the Civil Procedure Code, against the judgment and decree dated 08.04.2010 of the learned Subordinate Judge, Padmanabhapuram made in A.S.Nos.15 of 2009 and 66 of 2009 on his file confirming the judgment and decree dated 11.08.2008 of the learned Principal District Munsif Court, Padmnabhapuram made in O.S.No.293 of 2005 on his file.

This Second Appeal came up for hearing on this day, 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 MR.K.N.Thambi, Advocate for the Appellant and of MR.K.Sreekumaran Nair, Advocate for the first and second respondents and the third respondent not appeared either in person or by an Advocate and this court doth order and decree as follows:-

(1) that the judgment and decree dated 08.04.2010 of the learned Subordinate Judge, Padmanabhapuram made in A.S.Nos.15 of 2009 and 66 of 2009 confirming the judgment and decree dated 11.08.2008 of the learned Principal District Munsif Court, Padmnabhapuram made in O.S.No.293 of 2005, be and hereby is confirmed and the Second Appeal is dismissed.



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

Sd/-

Assistant Registrar (CS-I)

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/ /2022

Sub Assistant Registrar(CS)

TO

1. The Subordinate Judge, Padmanabhapuram
2. The Principal District Munsif, Padmnabhapuram.

Copy to:

The Record Keeper,  
V.R. Section,  
Madurai Bench of Madras High Court, Madurai

+1 CC to M/s.K.N. THAMPI, Advocate ( SR-17124 dated 07/04/2022 )

+1 CC to M/s.K. SREE KUMARAN NAIR, Advocate ( SR-17116 dated  
07/04/2022 )

ORDER DATED : 06/04/2022

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DECREE

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SA(MD). No.840 of 2010

Dismissing the Second Appeal preferred against the judgment and decree dated 08.04.2010 of the learned Subordinate Judge, Padmanabhapuram made in A.S.Nos.15 of 2009 and 66 of 2009 on his file confirming the judgment and decree dated 11.08.2008 of the learned Principal District Munsif Court, Padmnabhapuram made in O.S.No.293 of 2005 etc. as stated within.

RK(06/06/2022) 2P 7C