



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
(Civil Appellate Jurisdiction)
Tuesday, the Twenty Ninth day of March Two Thousand Twenty Two
PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN
SA(MD) . No.87 of 2010

WEB COPY

PONRAJ

... Appellant/Appellant/Plaintiff

Vs

1 R.Mariappan

2 R.Balakrishnan

3 K.Mariappan

4 Krishnammal (died)

(R4 died and respondents 5 to 7
who are already on record)

5 Thulasiammal

6 Subbulakshmi

7 Ramar ... Respondents/Respondents/Defendants
(R-4 died and R-5 to R-7 who are already on record,
were recorded as LR's. of the deceased R-4
vide Order dated 15.02.2022)

Prayer :-

Second Appeal filed under Section 100 of C.P.C., preferred against the Judgment and Decree passed in A.S.No.37 of 2006 dated 27.08.2009 on the file of the Sub Judge, Sankarankoil, confirming the Judgment and Decree passed in O.S.No.44 of 2005 dated 01.12.2005, on the file of the District Munsif, Sankarankoil.

Decree:

This Second Appeal coming on for hearing on this day, upon perusing the Grounds of Appeal and the Judgment and Decrees of the Lower Appellate Court and the Court of Instance and upon hearing the arguments of Mr.F.X.Eugene, Advocate for the Appellant and Mr.S.Ramesh @ Ramaiah, Advocate for 1st Respondent, this Court doth order and decree as follows:

i) That, the Judgment and Decree passed in A.S.No.37 of 2006, dated 27.08.2009, on the file of the Sub Court, Sankarankoil, confirming the Judgment and Decree passed in O.S.No.44 of 2005 dated 01.12.2005, on the file of the Additional District Munsif Court, Sankarankoil, be and are hereby confirmed and this Second Appeal is dismissed; and



ii) That, there be no costs in this Second Appeal.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

WEB COPY

/ /2022

Sub Assistant Registrar(CS)

TO

1. The Sub Judge,
Sankarankoil

2. The Additional District Munsif Judge,
Sankarankoil.

Copy to:

The Record Keeper,

V.R. Section,

Madurai Bench of Madras High Court, Madurai(+ 2 copies)

+1 CC to M/s.F.X.EUGENE, Advocate (SR-15128 dated 29/03/2022)

+1 CC to M/s.S.RAMESH @ RAMIAH, Advocate (SR-15447 dated 30/03/2022)

ORDER DATED:29/03/2022

=====

DECREE

=====

SA(MD). No.87 of 2010

Dismissing the SA(MD). No.87 of 2010 preferred against judgment and decree passed in A.S.No.37 of 2006 dated 27.08.2009 on the file of the Sub Judge, Sankarankoil, confirming the Judgment and Decree passed in O.S.No.44 of 2005 dated 01.12.2005, on the file of the District Munsif, Sankarankoil. Etc. as stated within.

RD(08.04.2022) 2P 7C