



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

Thursday, the Twenty Fourth day of March Two Thousand and Twenty Two

PRESENT

The Hon`ble Mr.Justice R.SUBRAMANIAN
and
The Hon`ble Mr.Justice N.SATHISH KUMAR

CMP (MD) No.1363 of 2022

IN

AS (MD) No.84 of 2019

- 1 A.T.K.RAMASAMY
- 2 A.T.K.SRINIVASAN
- 3 A.T.K.THATHAIAH @ PONRAJ

(PETITIONERS 2 & 3 ARE REPRESENTED
BY THEIR POWER AGENT, THE 1ST PETITIONER
HEREIN PETITIONERS)

... PETITIONERS/RESPONDENTS 1 TO 3/
RESPONDENTS 1 TO 3

Vs

- 1 MUTHURAMALINGAM
- 2 SUBBULAKSHMI
- 3 AYYAMMAL
- 4 S.LAKSHMI
- 5 S.JAISHANKAR
- 6 RAVICHANDRAN
- 7 G.SARASWATHI
- 8 G.RAVI
- 9 G.RAMESH
- 10 G.RAGHAVAN
- 11 A.T.R.GOPALSAMY
- 12 T.R.S.RAMASAMY
- 13 T.R.S.AYYAPPAN
- 14 T.R.S.LAKSHMI NARAYANAN
- 15 SARADHA

RANI @ MARIAMMAL (DIED)

- 16 MURUGAVENI
- 17 KALPANA
- 18 GEETHA
- 19 ALAMELU
- 20 SURESH
- 21 KARPAGAM
- 22 NIRMALA
- 23 A.MURUGESASN @ A.MURUGAPERUMALSAMY



24 MINOR ABARNA
(MINOR 24TH RESPONDENT HEREIN
REPRESENTED BY HER FATHER/
GUARDIAN THE 23RD RESPONDENT)

... RESPONDENTS 3-24/RESPONDENTS 4-25/
RESPONDENTS 4-25

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Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to vacate the order of stay granted on 26.08.2019 in CMP(MD) No.4607/2019 in AS(MD) No.84 of 2019.

PRAYER IN AS(MD) No.84 of 2019:

To set aside the judgment and decree dated 05.12.2018 passed in O.S.No.89 of 2015 on the file of 1st Additional District Court, Tuticorin.

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.S.KADARKARAI, Advocate for the petitioner and of MR.M.P.SENTHI, Advocate on behalf of the Respondent Nos.1 & 2, the court made the following order:-

The petitioners seek vacation of the interim stay granted in CMP(MD)No.4607/2019, dated 26.08.2019.

The decree being one for recovery of possession, if the stay granted is vacated, the appeal would become infructuous.

Hence, this petition is dismissed.

sd/-
24/03/2022

/ TRUE COPY /

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

TO

THE I ADDITIONAL DISTRICT JUDGE,
TUTICORIN.

ORDER IN
CMP(MD) No.1363 of 2022
IN
AS(MD) No.84 of 2019
Date :24/03/2022

RS/SBN/SAR.3(28.03.2022) 2P-2C

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