



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

Monday, the Twenty First day of March Two Thousand and Twenty Two
PRESENT

The Hon`ble Ms.Justice R.N.MANJULA

CMP (MD) No.4114, 4115 of 2019 & 265 of 2022

IN

AS (MD) No.74 of 2019

V.T.NARAYANASAMY

... PETITIONER/APPELLANT
IN CMP (MD) Nos.4114, 4115/2019

S.ATCHAYA

... PETITIONER/PROPOSED 25TH RESPONDENT
LRS OF THE DECEASED 2ND RESPONDENT
IN CMP (MD) No.265/2022

Vs

1 R.LATHA

... RESPONDENT/RESPONDENT
IN CMP (MD) Nos.4114, 4115/2019

1 V.T.NARAYANASAMY

... 1ST RESPONDENT/APPELLANT
IN CMP (MD) No.265/2022

LATHA (DIED)

... 1ST RESPONDENT IN AS
IN CMP (MD) No.265/2022

2 K.POORNIMA

3 MINOR K.OOVIYA
(BEING MINOR REP.BY HER NATURAL
GUADIAN & MOTHER/2ND RESPONDENT)

4 R.MYTHILI

5 T.RATHNA

6 T.PREMA PONMANI

7 T.ASHOK

8 MINOR A.SAI RAGHAV
(MINOR REP.BY HIS NATURAL
GUARDIAN & FATHER ASHOK)

9 M.SELVARANI

10 M.CHELLA BALAJIKUMAR

11 M.RAJALAKSHMI

12 M.NAGAJOTHI

13 M.KARTHIKA DEVI

14 C.JAISANKAR

15 S.JAYALALITHA

16 S.NAGARJUN



17 S.VIJAYAKUMAR
18 S.VIJAYALAKSHMI
19 G.BASKARAN
20 V.MUTHURAMALINGAM
21 I.SAIVIJAY KUMARAVEL
22 C.SAKTHIVEL
23 S.SORUBARANI
24 R.JHANSIRANI

... RESPONDENTS/RESPONDENTS
IN CMP(MD) Nos.4114, 4115/2019

... RESPONDENTS 2 TO 24/RESPONDENTS 2 TO 24
IN CMP(MD) No.265/2022

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to grant an order of Stay of all further proceedings pursuant to the judgment and preliminary decree passed in OS No.12 of 2017 dated 03.11.2018 on the file of learned Additional District Court (Fast Track) Theni pending disposal of the present First Appeal.

Prayer in CMP(MD). 4115/ 2019 :

To grant an order of INTERIM INUNCTION restraining the Plaintiff/1st respondent from in any manner alienating or creating encumbrances over the plaint schedule property in OS No.12 of 2017 on the file of the Additional District (Fast Track) Court, Theni pending disposal of the above appeal.

Prayer in CMP(MD) No.265/2022 :

To bring on record the petitioner as the LR of the deceased 1st respondent namely Latha as 25th respondent in the above appeal.

Prayer in AS(MD) No.74/2019 :

To set aside the judgment and preliminary decree dated 03.11.2018 made in O.S.12/2017 on the file of learned Additional District Judge (Fast Track), Theni and to allow the First 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 MR.C.JEGANATHAN, Advocate for M/S.VEERA ASSOCIATES for the petitioner in CMP(MD)Nos.4114, 4115/2019 and for 1st Respondent in CMP(MD) No.265/2022 and MR.R.SURIYANARAYANAN, Advocate for the petitioner in CMP(MD) No.265/2022 and of MR.K.SURESH, Advocate for the Respondent Nos.2 to 4 in all petitions and of MR.S.MARIAPPA MURALI, Advocate for the 20th Respondent in all petitions and of MR.N.VALLINAYAGAM, Advocate for the Respondent Nos.9 to 14 in all petitions and of MR.M.RAJESH, Advocate for the 23rd Respondent and none appeared either in person or by an advocate for the Respondent Nos.5,6,15 to 19,21,24 the court made the following order:-



Since the appeal itself is dismissed as withdrawn, these petitions have become infructuous.

Hence, these Civil Miscellaneous Petitions are closed.

sd/-

21/03/2022

WEB COPY

/ TRUE COPY /

/ /2022

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

TO

THE ADDITIONAL DISTRICT JUDGE (FAST TRACK),
THENI.

+1 CC to MR.S.MARIAPPA MURALI, Advocate (SR.No.13146[F] dated
21.03.2022)

ORDER IN

CMP(MD) No.4114, 4115 of 2019 & 265 of 2022

IN AS(MD) No.74 of 2019

Date :21/03/2022

RS/PN/SAR.1 (18.04.2022) 3P-3C