



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 R. VIJAYAKUMAR

SA(MD) . No.208 of 2019

1. SILUVAI ANTONY SAVARIMUTHU,
2. S.A.BORAS

... Appellants/Appellants/
Defendants 1 & 3

Vs

1 XAVIER ANTONY CRUZ

2 SUGUMARI

3 VINOTHA

... Respondents 1to 3/Plaintiffs

4 LEVIN FERNANDO

...4th Respondent/4th Respondent/
2nd Defendant

Prayer:-

Second Appeal filed under Section 100 of Code of Civil Procedure, against the Judgment and Decree dated 23/10/2018 made in Appeal Suit No 262 of 2017 on the file of the Sub Judge, Tiruchendur confirming the Judgment and Decree dated 11/10/2014 made in Original Suit No.143 of 2010 on the file of the District Munsif, Tiruchendur.

DECREE:- This Second Appeal coming on for final hearing on Monday Twenty First day of February Two thousand and Twenty Two , 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.S.Selva Aditya for Mr.G.Prabhu Rajadaurai Advocate for the Appellant and of Mr. M.P.Senthil, Advocate for First and second Respondent and Respondents 3 AND 4 not appeared either in person or by an advocate and having stood over for consideration till this date, this Court doth order and decree as follows:-

(1)that the Judgment and Decree of the the Sub Judge, Tiruchendur, dated 23/10/2018 made in Appeal Suit No 262 of 2017, confirming the Judgment and Decree of the District Munsif, Tiruchendur dated 11/10/2014 made in Original Suit No.143 of 2010 be and hereby confirmed and the Second Appeal is Dismissed and



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

Sd/-

Assistant Registrar (CS-III)

// True Copy //

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/ /2022

Sub Assistant Registrar(CS)

TO

1.The Subordinate Judge,
Tiruchendur.

2.The District Munsif,
Tiruchendur.

Copy to:

The Section Officer,
V.R. Section,

Madurai Bench of Madras High Court, Madurai - 2 Copies

+1 CC to M/s.M.P.SENTHIL, Advocate (SR-9019 dated 28/02/2022)

ORDER DATED:28/02/2022

DECREE

S.A. (MD) .No.208 of 2019

While Dismissing this Second Appeal preferred against the Judgment and Decree dated 23/10/2018 made in Appeal Suit No.262 of 2017 on the file of the Subordinate Judge, Tiruchendur Confirming the Judgment and decree, dated 11/10/2014 made in Original Suit No.143/2010 on the file of the District Munsif, Tiruchendur and etc.,as stated within.

RK(10/03/2022) 2P 6C