



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

Thursday, the Ninth day of February Two Thousand and Twenty Three

PRESENT

The Hon`ble Mr.Justice S.SOUNTHAR

CMP(MD) No.4385 of 2005
IN
SA(MD) No.588 of 2005

1 PECHIAMMAL
2 SELLAMANI
3 MURUGAN
4 VELMURUGAN
5 PALANIMURUGAN
6 SITHIAMMAL
7 SUBBULAKSHMI
8 DHANALAKSHMI

... PETITIONERS/APELLANTS

Vs

1 C.KARUPPUSAMI

2 ROTTI @ SITHAN

(*) 3 SANKAR @ SUBBIAH (DIED)

4 MARIMUTHU

(**) 5 SUBBIAH (DIED)

6 MADURAI ARULMIGHU TAMIL THIRUGNANASAMBANTHA SWAMIGAL ATHEENAM,
THROUGH ITS ATHEENA KARTHAR,
NO.73, SOUTH AVANI MOOLA STREET,
MADURAI-1.

... RESPONDENTS/RESPONDENTS

7 NALLAL
8 KARUPPUSAMY
9 AZHAGU NACHI
10 ROJA

... RESPONDENTS 7 TO 10

(*)RESPONDENTS 7 TO 10 ARE BROUGHT
ON RECORD AS LRS OF THE DECEASED
3rd RESPONDENT VIDE COURT ORDER
DATED 16.12.2022 MADE IN MP(MD)
NOS.1 TO 6 OF 2015 IN SA(MD)
NO.588 OF 2005 BY SSJ.



11 SANKARAAI
12 MURUGAN
13 PALANIAMMAL
14 MAYILAMMAL

... RESPONDENTS 11 TO 14

(**)RESPONDENTS 11 TO 14 ARE
BROUGHT ON RECORD AS LRS OF THE
DECEASED 5th RESPONDENT VIDE COURT
ORDER DATED 16.12.2022 MADE IN MP
(MD) NOS.1 TO 6 OF 2015 IN SA(MD)
NO.588 OF 2005 BY SSJ.

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 Temporary Injunction restraining the defendants from interfering with the exclusive possession and enjoyment of the petitioners/appellants of the suit property lands, pending disposal of the above second appeal filed against the Judgment and Decretal order in AS.53/2003 dated 25/11/2004, on the file of the Subordinate Court, Sivagangai, in OS.106/2001 on the file of the District Munsif Court, Sivagangai dated 17/12/2002.

PRAYER IN SA(MD) .588/2005:

Pleased to prefer this Memorandum of Grounds of Second Appeal against the decree and judgment made in A.S.No.53 of 2003 dated 25.11.2004 on the file of the Subordinate Judge, Sivaganga in O.S.No.106 of 2001 on the file of the Additional District Munsif Court, Manamadurai dated 17.12.2002.

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.RAMESH, Advocate for the petitioner, the court made the following order:-

This petition is filed seeking injunction restraining the respondents from interfering with the petitioner's peaceful possession and enjoyment.

Though this petition was filed as early as on 27th January, 2005, till date there is no interim order. Hence, this petition is closed.

sd/-
09/02/2023

/ TRUE COPY /

/02/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CMP(MD)



05

ABR

TO

1 THE SUBORDINATE JUDGE,
SIVAGANGAI.

2 THE DISTRICT MUNSIF
SIVAGANGAI.

ORDER

IN

CMP (MD) No.4385 of 2005

IN

SA (MD) No.588 of 2005

Date :09/02/2023

SA/VR/SAR.3/16.02.2023/3P/3C