



S.A.(MD).No.296 of 2019

WEB COPY

THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **11.12.2023**

CORAM:

THE HONOURABLE **MRS.JUSTICE S.SRIMATHY**

S.A.(MD).No.296 of 2019

and

C.M.P.(MD)No.5924 of 2019

1.Devadoss
2.Devendran

... Appellants

/Vs./

Arulmigu Poiyatha Pillaiyar Kovil,
Pettai, Nellukadai Street,
Kumbakonam,
represented by its Managing Trustee,
K.R.M.S. Ramalinga Chettiar,
Pettai, Nellukadai Street,
Kumbakonam Town.

...Respondent

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code against the Judgment and Decree passed in A.S.No.6 of 2018 on the file of Additional Sub-Judge, Kumbakonam, dated 15.02.2018, confirming the Judgment and Decree passed in O.S.No.246 of 2010 on the file of the I Additional District Munsif Court, Kumbakonam, Thanjavur District, dated 07.11.2016.

For Appellants : Mr.C.Suresh Kannan
For Respondent : Mr.MV.Santharaman



S.A.(MD).No.296 of 2019

WEB COPY

JUDGMENT

The temple has filed a suit for recovery of possession. Both the Courts had rendered judgment in favour of the plaintiff. Aggrieved over the same, the second appeal is preferred by the defendants 5 and 6.

2.Pending second appeal, E.P. was filed and the temple has taken possession of the land. Therefore, nothing survives for adjudication. Hence, the second appeal is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

11.12.2023

Index : Yes / No

NCC : Yes / No

Tmg



S.A.(MD).No.296 of 2019

WEB COPY **TO:**

1. Additional Sub-Judge, Kumbakonam
2. I Additional District Munsif Court,
Kumbakonam, Thanjavur District,
3. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



S.A.(MD).No.296 of 2019

S.SRIMATHY, J.

Tmg

Judgment made in
S.A.(MD)No.296 of 2019

Dated:
11.12.2023