



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

Tuesday, the Third day of January Two Thousand and Twenty Three

PRESENT

The Hon`ble Mrs.Justice N.MALA

C.M.P(MD)No.6107 of 2022  
in  
A.S(MD)No.155 of 2022

JASMIN

... PETITIONER/APPELLANT/  
PLAINTIFF

Vs

RAVI

... RESPONDENT/RESPONDENT/  
DEFENDANT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to pass an interim order to stay all further execution of the judgment and decree dated 06-01-2022 made in O.S.No.29 of 2017 on the file of the Learned Principal District and Sessions Judge at Sivagangai, pending disposal of this Appeal Suit and thus render justice.

Prayer in AS(MD). 155/ 2022 :

First Appeal filed under Section 96 of Civil Procedure Code, to set aside the judgment and decree dated 06-01-2022 made in O.S.No.29 of 2017 on the file of the Learned Principal District Judge, Sivagangai by allowing this appeal suit and thus render justice.

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.E.MOHAMED ABBAS, Advocate for the petitioner and of M/S.S.SRINIVASARAGAVAN, Advocate on behalf of the Respondent, the court made the following order:-

Today, when the matter is taken up for hearing, the learned counsel for the petitioner submits that this petition is filed mistakenly seeking an order of stay instead of injunction application and he seeks permission of this Court to withdraw this petition as not pressed and he has also made an endorsement to that effect.



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C.M.P(MD)



22

2. In view of the endorsement made by the learned court for the petitioner, this Civil Miscellaneous Petition is dismissed as not pressed.

sd/-  
03/01/2023

/ TRUE COPY /

/01/2023

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

vsd

TO

THE PRINCIPAL DISTRICT JUDGE, SIVAGANGAI.

+1 CC to M/s.S.SRINIVASA RAGHAVAN, Advocate ( SR-221[I] dated 05/01/2023 )

ORDER  
IN  
CMP (MD) No.6107 of 2022  
Date : 03/01/2023

RK/VR/SAR-2 (09/01/2023) 2P/3C