



C.M.A(MD)NOS687 and 342 of 2015.

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED :27.10.2025

CORAM:

THE HON'BLE MS JUSTICE R.POORNIMA

C.M.A(MD)Nos.687 and 342 of 2015

and

M.P(MD)No.2 of 2015

C.M.A(MD)No.687 of 2015

- 1.Rev.S.Edwin Jayakumar
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.
- 2.Rev.P.Immanuel Christian
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.
- 3.Rev.S.A.Packianathan
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.



C.M.A(MD)NOs687 and 342 of 2015.

4.E.D.Charles
Post Box No.86,
Tamil Evangelical Lutheran Church,
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Mela Pudhur,
Tiruchirappalli – 620001.

5.I.E.P.Gnanaraj
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

6.S.Daisy Rani
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001. ...Appellants/Respondents 1,2,4,5,6
and 9/Defendants 1,2,4,5,6 and 9

.Vs.

1.Manthiri Raj Kumar ... Ist Respondent/Petitioner/
Plaintiff

2.Rev.C.Sam Jebaraj stephenson
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

3.D.Masilamani,



C.M.A(MD)NOS687 and 342 of 2015.

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4.M.Yoganath,
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Mela Pudhur,
Tiruchirappalli – 620001.

5.Rev.Albert Sockerna,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

5.Rt.Rev.H.Martin Christian,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001. ..Respondents 2 to 6/ Respondents
3,7,8,10 and 11/Defendants
3,7,8,10 and 11

C.M.A(MD)No.342 of 2015

Manthiri Raj Kumar ...Appellant/Petitioner/Plaintiff

.vs.



C.M.A(MD)NOs687 and 342 of 2015.

- 1.Rev.S.Edwin Jayakumar
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.
- 2.Rev.P.Immanuel,
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Mela Pudhur,
Tiruchirappalli – 620001.
- 3.Rev.C.Sam Jebaraj Stephenson,,
Post Box No.86,
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Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.
- 4.Rev.S.A.Packianathan,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.
- 5.E.D.Charles,
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Mela Pudhur,
Tiruchirappalli – 620001.



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6.I.E.P.Gnanaraj,
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Tiruchirappalli – 620001.

7.D.Masilamani,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

8.M.Yoganath,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

9.S.Daisy Rani,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.

10.Rev.Albert Sockerna,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001.



C.M.A(MD)NOS687 and 342 of 2015.

11.Rt.Rev.H.A.Martin,
Post Box No.86,
Tamil Evangelical Lutheran Church,
Tranquebar House,
Mela Pudhur,
Tiruchirappalli – 620001. ...Respondents/Respondents/
Defendants

PRAYER in C.M.A(MD)No.687 of 2015:Civil Miscellaneous Appeal filed under order 43 Rule 1(r) of Civil Procedure Code against the finding made in I.A.No.372 of 2014 in O.S.NO.181 of 2014,, dated 16.2.2015, on the file of Principal District Judge, Tiruchirappalli.

PRAYER in C.M.A(MD)No.342 of 2015:Civil Miscellaneous Appeal filed under order 43 Rule 1-U of Civil Procedure Code against the fair and decretal order made in I.A.No.372 of 2014 in O.S.NO.181 of 2014,, dated 16.2.2015, on the file of Principal District Judge, Tiruchirappalli.

C.M.A(MD)No.687 of 2015

For Appellant : Mr.Arun Jayatram

C.M.A(MD)No.342 of 2015

For Appellant : Mr.S.K.Mani
(No representation)

For Respondents : Mr.C.Lawrance
1,2,4,6 and 9

For Respondents : Mr.T.Antony Arul Raj
3,7 and 10



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COMMON JUDGMENT

In C.M.A(MD)No.342 of 2015, the learned counsel for the respondents stated that the appellant died as early as in the year 2017. The learned counsel for the appellant is not present and no steps have been taken to implead the legal heirs of the appellant. Hence the Civil Miscellaneous Appeal is dismissed as abated.

2. In C.M.A(MD)No.687 of 2025, the learned counsel for the appellant submitted that the appeal has become infructuous and has also made an endorsement to that effect. In view of the same, this appeal is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petition is closed.

27.10.2025

NCS : Yes/No
Index : Yes / No
Internet : Yes / No

vsn

To

1. The Principal District Judge,
Tiruchirappalli.

7/9



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The Section Officer,
V.R.Section,
Madurai Bench of Madras High Court,
Madurai.



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C.M.A(MD)NOS687 and 342 of 2015.

R.POORNIMA.,J.

vsn

COMMON JUDGMENT MADE IN
C.M.A(MD)Nos.687 and 342 of 2015
and
M.P(MD)No.2 of 2015

27.10.2025