

**IN THE COURT OF ADDITIONAL DISTRICT MUNSIF
PADMANABHAPURAM.**

**Present: Tmt, S. Immaculate Buddha, B.Sc., L.L.M,
Additional District Munsif.**

Thursday , the 12th day of February 2026

**O.S.No. 58/2018
CNR.No.TNKK08-000067-2018**

R. Rajendran, S/o. Ramakrishna Pillai, Aged 61, Male, Retired Conductor,
Hindu, Nair, Residing at 19/105, Rajendrra Bhavan, Kulasekaram,
Kulasekaram Post, Kanyakumari District. ... Plaintiff

/Vs. /

1. D. Chandrika, W/o.Prema Kumaran Nair, Aged 64, Female, House wife,
Hindu, Nair residing at Tc.No.17/973-4 C.15, Thiruvathira, Vidyadi Rajanager,
Poojapura post, Tiruvandrum district -695012 (Died)
2. D. Girija Devi, W/o. B. Haridevan Nair, Aged 67, Female, House wife,
Hindu, Nair, residing at 19/105 Rajendra Bhavan, Near Post Office, Thiruvattar
Post, Kanniyakumari District -629177.
3. P. Pream Kishore, S/o. Prema Kumaran Nair, Aged 31, Male, Proffessor,
Hindu, Nair Tc.No.17/973-4 C.15, Tiruvathira, Vidyadi Rajanagr, Poojapura
Post, Tiruvandrum District -695012. (D3 is recorded as L.Rs. Of deceased of 1st
defendant as per I.A. No.5/2025 dated on 31.07.2025)

4. V. Nagarajan, S/o. Velayudhan Asari, Aged about 55, Male, Goldsmith, Hindu, Asari, Venkadesa bhavan, D.No.19/106, Near Post office, Thiruvattar Post, Kanniyakumari District-629177.

5. Prema Kumaran Nair, Aged 65, Male, Hindu, Nair retired L.I.C. Branch Manager, T.C.No.17/973-4, C-15, Thiruvathira, Vidyadi Rajanager, Poojapura post, Tiruvandrum district -629012. (Addl 5th defendant)

6. Mini P Nair, D/o. Prema kumaran Nair, aged 33, Female, Hindu, Nair, retired L.I.C. Branch Manager, T.C.No.-17/973-4, C-15, Thiruvathira, Vidyadi Rajanager, Poojapura post, Tiruvandrum district -629012. (Addl 6th defendant)
(Addl. D5 and D6 impleaded as per order in I.A. No.6/2025 dated 31.07.2025)

... Defendants

Date of presentation : 09.04.2018

Date of last presentation : 20.04.2018

Date of Filing : 23.04.2018

Suit is filed to declare the gift deed dated 30.10.1982 executed by Ramakrishna Pillai infavour of the 1st defendant vide document no 2128/1982 through the Thiruvattar sub registry and the settlement deed dated 31.12.2015 executed by 1st defendant infavour of 3rd defendant vide document no 3056/2015 of Thiruvattar sub registry and the sale deed dated 05.10.2017 executed by 3rd defendant in favour of the 4th defendant vide document no 2559/2017 of Thiruvattar sub registry office and for plaintiff's 1/3rd share over the schedule property by the way of metes and bounds partition.

Cause of action of the suit arose on 14.04.1956 being the date of sale deed executed infavour of Drauphathy Ammai by one kesavapillai, 12.02.1964 being the date of sale deed executed by Azhagamai infavour of Ramakrishna pillai and 30.10.1982 dated gift deed executed by Ramakrishna pillai infavour of 1st defendant, 31.12.2015 being dated settlement deed executed by 1st defendant infavour 3rd defendant, on 05.10.2017 dated sale deed executed by 3rd defendant infavour of 4th defendant and 03.02.2017 being dated oral demand for partition and for amicable settlement made by the plaintiff with the defendants, 15.02.2018 dated legal notice sent to the defendants and the subsequent events that arose in Thiruvattar village, Kalkulam taluk, which comes under the jurisdiction of this Honourable Court.

For the purpose of court fees and jurisdiction the 'A' relief is valued at Rs.5,000 (Five Thousand) and a fixed court fee of Rs.150 is paid under section 25 (d) of Tamil Nadu court fees and suit valuation Act XIV of 1955 and 'B' relief is valued at Rs.5,000 (Five Thousand) and a fixed court fee of Rs.150 is paid under section 25(d) of Tamil Nadu court fees and suit valuation Act XIV of 1955 and 'C' relief is valued at Rs.5,000 (Five Thousand) and a fixed court fee of Rs.150 is paid under section 25 (d) of Tamilnadu court fees and suit valuation Act XIV of 1955 and 'D' relief of partition for the 1/3rd share of plaintiff the suit is valued at Rs.71,438.4 and a fixed court fees of Rs.5000 is paid under section 37(2)(ii) of Tamil Nadu Court fees and suit valuation Act XIV of 1955.

This suit is coming before me for final hearing in the presence of Mr. V. Maharaja, learned counsel for the Plaintiff and Mr. G. Sreekumaran Nair learned counsel for the defendant D3, D5 and D6 and Mr. S. Vijaya Mohana Kumar learned counsel for the defendant D4 and Mr. S. Muthukrishnan learned counsel for the defendant D2 and D1 is died. Upon hearing the both side counsel and on perusal of the records stood over for consideration till this day, this court doth decree as follows:-

Decree

1. that the suit be and hereby partly decreed,
2. that the suit be and hereby declaring that the gift deed Doc.No. 2128/1982 dated 30.10.1982 of Thiruvattar Sub Registrar Office is valid to the extent of 2 cents in old Sy. No.2777/69A.
3. that the suit be and hereby declaring that the settlement deed Doc. No. 3056/2015 dated 31.12.2015 of Thiruvattar Sub Registrar Office is valid only to the extent of 2 cents in Re. Sy. No.894/22.
4. that the suit be and hereby declaring that the sale deed Doc. No. 2559/2017 dated 05.10.2017 of Thiruvattar Sub Registrar Office is valid only to the extent of 2 cents in Re. Sy. No.894/22.
5. that the suit be and hereby the plaintiff is entitled to 1/3 share in the remaining one cent in resurvey number 894/21.

6. that the suit be and hereby copy of judgment and decree is ordered to be sent to the SRO, Thiruvattar to note down the fact of validity of gift deed Doc. No. 2128/1982 dated 30.10.1982, settlement deed Doc. No. 3056/2015 dated 31.12.2015 and sale deed Doc. No. 2559/2017 dated 05.10.2017 to the extent of 2 cents only.

7. that there be no costs.

Given under my hand and seal of this court, this 12th day of February 2026.

Additional District Munsif,
Padmanabhapuram.

Particulars of cost

Cost memo not filed.

Cost not allowed.

SCHEDULE OF PROPERTY

District	:	Kanyakumari
Taluk	:	Kalkulam
Village	:	Tiruvattar
Old.Sy.No.	:	2777/70A
Re.Sy.No.	:	894/21
Area	:	4 cents

Description of property:

Out of 9 cents in old survey no.2777/70A the 4 cents property along with a house bearing no – 19/105 as per the document no 1598/1956

Boundaries

கிழக்கு	-	ரோடு
மேற்கு	-	மூலையும் வீட்டுவிளையும்
வடக்கு	-	அம்மவீட்டு புரயிடம்
தெற்கு	-	அறப்புரையும் வீட்டு வகை புரயிடம் &
Re. Sy. No. 894/22		

S.T.

H.C.

ADM.

DMC, Padmanabhapuram.
 O.S.No.58/ 2018
 (CNR.No.TNKK08-000067-2018)
 Decree:
 Dt: 12.02.2026