

IN THE COURT OF THE ADDITIONAL DISTRICT JUDGE, DINDIGUL
PRESENT: THIRU. A.K. MEHBUB ALI KHAN, B.L.M., LL.M., PG.D.PM/IR.,

Additional District Judge, Dindigul.

Monday, the 26th day of June 2023

O.S. No. 164/2020

CNR. No. TNDG01-002118-2020

1.Murugesan

2.Jayaram

3.Moorthy

.... Plaintiffs

/VS/

1. Alagusundari (Died)

2.Paruvathaselvi

3.Tamilselvi

4.Thamaraiselvi

... Defendants

(Amended as per order in I.A.No.5/2022 Dated.21.07.2022)

This suit coming on 26.06.2023 for final hearing before this court in the presence of Thiru. T.Muthamilselvan counsel for the Plaintiffs not appearing today and the 2nd and 4th Defendants counsel Thiru.G.Sankara Narayanan and Thiru.M.Baskaran appeared today and 1st Defendant died and the 3rd Defendant called absent and already set exparte and PW1 continuously being absent and absent even today and hence this court delivers the following.

JUDGMENT

Suit is filed

- a) for Specific Performance directing the Defendants as legal heirs of deceased Rajamanikam, to execute the registered sale deed in favour of the plaintiffs regarding the suit property in pursuance of the unregistered sale deed dated.27.10.2017 executed by Rajamanikam in favour of the plaintiffs for Rs.10,00,000/-

- b) In default, the Court to execute the sale deed in favour of the Plaintiffs.
- c) restraining the Defendants from in anyway alienating or otherwise encumbering the suit property to anybody else by way of permanent injunction and for Costs.

PW1 called absent. No representation for Plaintiff. Defendants counsel present. PW1 has been continuously absent and on 21.04.2023 conditional order was passed. But even then PW1 was absent on 02.06.2023 and also today. Hence the Suit is Dismissed with cost for non prosecution.

Pronounced by me in open court on this the 26th day of June 2023.

Additional District Judge,
Dindigul.

