

**In the Court of the II Additional District Munsiff, Nagercoil**

**Present: Thiru.R.Sundara Kamesh Marthandan,M.L.,  
II Additional District Munsif, Nagercoil**

**Saturday, on this the 16<sup>th</sup> day of March 2024**

**Original Suit No.1226 of 2004  
CNR No.TNKK04-000030-2004**

1. Kottar R.C. Diocese – rep. by its  
Bishop Most Rt.Dr. Nazarane Soosai

2.Holy Family Church, Carmel Nagar,  
Ramanupthoor, Nagercoil,  
Rep. by its Parish Priest  
Rev. Fr.J.R. Patrick Xavier

.. Plaintiffs

(Substituted as per Order in I.A. No.520/2017  
Dated 23.07.2019  
And amended as per Order in I.A. No. 1/2019  
dated 02.11.2019)

-vs-

1. A. Siluvairayan  
2. M.Gnanamoni (Died)  
(Deleted as per order in  
I.A. No.4/2021 dated  
18.08.2022 and  
Amended as per Order in  
I.A. No. 5/2022 dated 12.06.2023)

3. S. Christudoss

.. Defendants

The above suit came up before this Court on 16.03.2024 for Trial, in the presence of Mr. A.Gnanasekar Advocate for the Plaintiff and Mr. L. Rajathurai Advocate for the 1st defendant and 2nd defendant died and Durai Raj Advocate for the 3rd Defendant, Plaintiff called absent and having stood over for consideration till this day, this Court delivers the following:

**JUDGEMENT**

The Plaintiff had filed the above suit seeking Declaration & Permanent Injunction and such other reliefs.

Plaintiff Absent. In the Roll Call as well as at 1.15 P.M. The Junior Counsel Present and represented that the case be adjourned to Thursday, the above Suit is pending since 2004. Prior to that when the above suit was posted for Trial on several occasions. Plaintiff has not appeared. Later I.A. 8/2023 was filed and withdrawn. Today also Plaintiff not ready. There is no purpose in keeping the suit on board, without Plaintiff having any intention to conduct Trial. Hence the Suit is Dismissed for Default. No Cost.

Pronounced by me in open Court this the 16<sup>th</sup> day of March 2024.

Sd/-R.Sundara Kamesh Marthandan,  
II Additional District Munsif  
Nagercoil.

II ADM Court, Nagercoil  
O.S.No.1226 of 2004  
Draft/Fair Judgment  
Dated : 16.03.2024.