

**IN THE COURT OF THE I ADDITIONAL DISTRICT MUNSIF,  
NAGERCOIL**

**Present: Tmt. K. Chithra, B.A., B.L., (Hons)  
I Additional District Munsif,(FAC) Nagercoil.**

Friday, on the 10<sup>th</sup> day of April, 2026.

**O.S.No. 84 of 2015  
(CNR No: TNKK04-000118-2015)**

Mrs. Mary Nirmala, aged 48, W/o. V.Mr.Patrick Rajan, residing at Door No.49/1-423 (New No.546) K.P.Road, Nagercoil Village, Agasteeswaram Taluk, Kanyakumari District represented through the Power Holder V.Patrick Rajan S/o. Varuvel, aged 61 years, residing at Door No.49/1-423 K.P.Road, Nagercoil Village, Agasteeswaram Taluk, Kanyakumari District. (amendment carried out as per order in I.A.No.12/2023 dated 11.12.2023).

...Plaintiff

-vs-

1. M. Antony Lawrence, S/o.M.Mariya Arulappan, aged 45, residing at Door No.49/1-424 K.P.Road, Nagercoil Village, Agasteeswaram Taluk, Kanyakumari District.
2. A. Loorthammal, W/o. M.Mariya Arulappan, aged 80, residing at Door No.49/1-424 K.P.Road, Nagercoil Village, Agasteeswaram Taluk, Kanyakumari District.

... Defendants

Suit presented on ... 24.03.2015

Suit filed on ... 24.03.2015

This suit was filed for the relief of i. a decree of permanent injunction restraining the defendants, their men or anybody claiming under them from interfering trespassing or disturbing the peaceful possession and enjoyment or from damaging the household articles or cutting the electricity water connection and drainage or forcibly evicting from the schedule property other than due process of law; along with suit cost.

Cause of action for the suit arose on 20.05.1997, 20.03.2015, arose at Nagercoil Village which is within the jurisdiction of this court.

For the purpose of valuation of Court fee plaint relief is valued at Rs.1000/- and a court fee of Rs.75.50 is paid under section 27(c) of the Tamil Nadu Court fee and suit Valuation Act.

**Counter Claim:**

**Date of Counter Claim Presentation : 24.02.2016**

The **counter claim** was filed by the 1<sup>st</sup> defendant, for the relief of i. recovery of possession of the plaint schedule building comprising the residential house bearing door No: 46/423, K.P.Road, Nagercoil, Nagercoil Village of Agasteeswaram Taluk from the plaintiff in favour of the 1<sup>st</sup> defendant; and ii. for recovery of mesne profits from the plaintiff at the rate of Rs.2,000/- per month till such period the 1<sup>st</sup> defendant gets vacant possession of the plaint schedule property comprising the above said residential house from the plaintiff; along with cost.

For purposes of court fee towards the counter claim made by the 1<sup>st</sup> defendant in this suit, 'A' relief of recovery of possession is valued at Rs.11,500/-, (Proportionate market value for 5 cents out of total market value of Rs.16,000/- for 7 cents) and a court fee of Rs.863/- is paid u/s 30 of the Tamil Nadu Court Fees And Suits Valuation Act, 1955 (as amended). For 'B' relief proper Court Fee would be paid later consistent with the future mesne profits awarded by the court which is recoverable from the plaintiff.

This Suit came up before me on 25.03.2026 for a final hearing in the presence of Mr.B.J.Joy Baskar, Advocate for the Plaintiff and Mr.A.Gnana sekar, Advocate for the 1<sup>st</sup> and 2<sup>nd</sup> Defendants, and upon hearing the plaintiff side arguments, and defendants side arguments and upon perusing the available case records and having stood over for consideration till this day, this Court doth order and decree as follows,

**DECREE**

1. that the suit be and hereby is the suit as well as counter claim are dismissed.
2. the parties shall bear their cost on considering their relationship.

Given under my hand, and seal of this court, this the 10<sup>th</sup> day of April, 2026.

Sd/-(K. Chithra)  
I Additional District Munsif (FAC),  
Nagercoil.

**Cost memo Particulars:**

	<b>Plaintiff side Rs.</b>	<b>Defendants side Rs.</b>
1. Vakalath	-	10.00
2. Court fee	-	75.50
3. Typing fee	-	200.00
4. Stamp on documents	-	55.00
5. Senior Advocate fee	-	750.00
6. Junior Advocate fee	-	375.00
Total	-	1,465.50

*(Cost memo filed by the Defendant. Cost is not allowed)*

**SCHEDULE OF PROPERTIES**

District	:	Kanyakumari
Taluk	:	Agasteeswaram
Village	:	Nagercoil
Survey No.	:	P6/48
		(Survey No.P7/52 carried out and amended P6/48 as per order I.A.No.2/2019 dated 15.11.2019)
House No.	:	546 (New Number) 49/1-423 (Old number)
Extent	:	Tiled house bearing Door No.49/1-423 (New Number 546) of Nagercoil Municipality situated in 5 cents of land in above Survey Number)

**Boundaries:**

East : A. Loorthammal Property  
North : Kannalan Property  
West : M.Maria Arulappan property  
South : K.P.Road

Sd/-  
D.C

Sd/-  
H.C

Sd/-(K. Chithra)  
IADM(FAC)

I ADM, Nagercoil  
Decree in  
O.S.No.84 of 2015  
Dated : 10.04.2026