

**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.

Monday, on this the 19th day of January, 2025

IA. No.3 of 2021 in OS.No. 206 of 2021

S. Mary Geetha W/o. Arockiya Raj, aged 50, Christian, House wife, residing at Door No.95, St. George Street, Thalavaipuram, Konam Post, Nagercoil South Village, Agasteeswaram Taluk, Kanyakumari.

... Petitioner/Plaintiff

-vs-

1. Robinson S/o. Joseph Raj, aged about 61, Christian, residing at Little Flower Street, Keezha Ramanputhoor, Konam Post, Nagercoil South Village, Agasteeswaram Taluk, Kanyakumari District.
2. Rajesh S/o. Joseph Raj, aged about 43, Christian, Company Job, residing at Little Flower street, Keezha Ramanputhoor, Konam Post, Nagercoil South Village, Agasteeswaram Taluk, Kanyakumari District.

Addl. 3rd defendant. Josephine Malar W/o. Lee Prince Cansal, aged 48, Christian residing at Thirukudumba Street, Keezha Ramanputhoor, Konam Post, Nagercoil South Village, Agasteeswaram. Kanyakumari district.

Addl. 4th defendant. Siva kumar S/o. Sebastian, aged 61, Christian, residing at No.39-A, Thirukudumba street, Keezha Ramanputhoor, Konam Post, Nagercoil South village , Agasteeswaram Taluk, Kanyakumari district.

(Addl. 3rd and 4th respondents are impleaded as per order in IA 13/2022 dated 26.07.2022) and (amended as per order in IA.No.18/2022 dated 30.09.2022).

...Respondents/Defendants Proposed

3rd and 4th Additional defendants

Date of Presentation - 07.10.2021

Date of Filing - 08.10.2021

This petition was filed under order XXVI Rule 9 and Section 151 Code of Civil Procedure seeking to appoint a Commissioner to visit the schedule properties and the defendant's properties and note the present physical feature and nature of the properties and file report and plan.

This petition came up before this Court on 19.01.2026 in the presence of Thiru. M. Parameswaran, Advocate for the Petitioner/Plaintiff and Thiru. M. Padmasanan Advocate for the 1st Respondent, and 2nd, 3rd, 4th Respondents called absent being set exparte and upon perusing the case records and having stood over for Consideration till this day, this Court doth order and decreetal order as follows:

Decreetal Order

1. that the petition be and hereby is allowed. to appoint a Commissioner to visit the schedule properties and the defendant's properties and note the present physical feature and nature of the properties and file report and plan.
2. that there be no costs.

Given under my hand, and seal of this court, this the 19th day of January, 2026.

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

SCHEDULE OF PROPERTIES

‘A’ SCHEDULE

District	:	Kanyakumari
Sub District	:	Nagercoil
Taluk	:	Agasteeswaram
Village	:	Nagercoil South village (Previously Nagercoil village)
Re – Survey No.	:	H8/4-1
Extent	:	3 cents

Description of Property

3 cents extent of property with a single storey terrace roof house building having N.M.C. Door Numbers 32/B3-1 and 32/B3-2 with electricity connection.

Boundaries:

East	:	Defendants plot
South	:	Street
West	:	Josphin Malar plot
North	:	Pankiras plot with house building

‘B’ SCHEDULE

District	:	Kanyakumari
Sub District	:	Nagercoil
Taluk	:	Agasteeswaram
Village	:	Nagercoil South Village

(Previously Nagercoil Village)

Re-Survey No. : H8/4-4
 Extent : 11.5 metre east west length and 3
 metre North south width of the
 street.

Description of property

11.5 metre east west length adjacent southern side of the plaintiff's plot
 and 3 metre with North South width on the street.

Boundaries:

East : Street
 South : George plot
 West : Street
 North : Plaintiff's plot with house building

'C' SCHEDULE

Item No.1

District : Kanyakumari
 Sub District : Nagercoil
 Taluk : Agasteeswaram
 Village : Nagercoil South Village
 (previously Nagercoil Village)
 Re-survey No. : H8/4-4
 Extent : 38 metre east west length on the
 northern and southern side and 3.5
 metre north south width on the
 eastern side and western side over
 the private street.

Description of property

38 metre east west length on the northern and southern side and 3.5 metre north south width on the eastern side and western side in the private street on the adjacent western side of the 'B' schedule property.

Boundaries:

East	:	'B' Scheule property
South	:	3 feet width southern side other Private pathway
West	:	Thirukudumba Koil Street
North	:	Jesbin Malar and Sivakumar Plots.

Item No.2

District	:	Kanyakumari
Sub District	:	Nagercoil
Taluk	:	Agasteeswaram
Village	:	Nagercoil South Village (Priviously Nagercoil Village)
Re-survey No.	:	H8/4-4
Extent	:	11 metre east west length on the northern and southern side and 3.5 metre north south width on the eastern and western side over the private street.

Description of property

11 metre east west length on the northern and southern side and 3.5 metre north south width on the western and eastern side in the private street on the adjacent eastern side of the 'B' schedule property.

Boundaries:

East : Street
 South : 3 feet width southern side other
 Private pathway
 West : 'B' schedule property
 North : Defendants 1 and 2 plot.

(Amended as per order in I.A.No.15/2022 dated 26.07.2022 and I.A.No.18/2022 dated 30.09.2022)

Sd/-

Sd/-

Sd/- (K. Chithra)

Steno

H.C

I ADM,(FAC)
Nagercoil.

I ADM, Nagercoil
 Decreetal Order
 I.A. No. 3/2021
 in
 O.S.No.206/2021
 Date: 19.01.2025.