

IN THE COURT OF SUBORDINATE JUDGE, ERANIEL.

**Present : Tmt. D. Asha Kousalya Shanthini, B.Sc., B.L.,
Subordinate Judge, Eraniel.**

Wednesday, the 30th day of July 2025

**I.A.No. 1/2024
in
O.S.No. 77/2024**

H. Shajahan , S/o. Hasan Moideen, aged 51, Muslim, Business, residing at Door No.16/11, Near Radhakrishnan Koil, Thingal Nager, Neyyoor post, Eraniel village, Thingal Nager Town Panchayat, Kalkulam Taluk, Kanyakumari District.

.... Petitioner/Plaintiff

.Vs.

T. Selvam, S/o. Thankappan, Achari, aged 55, Hindu, Asari, Business now residing at Door No. 11/76-C, "KALALAYAM" Thalakulam Road, Thingal Nager, Neyyoor post, Thalakulam Village, Thingal Nager Town Panchayat, Kalkulam Taluk, Kanyakumari District.

.... Respondent/Defendant

The Petitioner/plaintiff seeks for an interim injunction restraining the respondent/defendant, his men, power agents or servants not to do any works in the plaint schedule property till the disposal of the suit under order 39 Rule 1 & 2 of the Civil Procedure Code.

Petition presented on : 14.10.2024

Petition filed on : 14.10.2024

This petition coming up for final hearing on this day in the presence of Thiru. P. John Xavier, Advocate for Petitioner and Thiru. L.R.Pradeep, Advocate for respondent and upon hearing the arguments of both sides and upon perusing the

records and having stood over for my consideration till this day, this court doth decretal order as follows:

1. that the petition be and the same is hereby dismissed
2. that there be no costs.

THE PLAINT SCHEDULE PROPERTIES

Details	‘A’ Schedule	‘B’ Schedule	‘C’ Schedule
District	Kanyakumari	Kanyakumari	Kanyakumari
Registration District	Eraniel	Eraniel	Eraniel
Sub District	Eraniel	Eraniel	Eraniel
Taluk	Kalkulam	Kalkulam	Kalkulam
Village	Eraniel	Eraniel	Eraniel
Desam	Mekinkarai	Mekinkarai	Mekinkarai
Panchayat	Eraniel	Eraniel	Eraniel
R.S.No.	154/20	154/22A2	154/20
Old S.No.	5350	5350A	5350
Extent	5 cents	6.181 cents	422 square feet

DESCRIPTION OF THE PROPERTIES

Plaint ‘A’ Schedule Property	Plaint ‘B’ Schedule Property	Plaint ‘C’ Schedule Property
The 5 cents property as described in the partition deed No.3972/2008 of Eraniel Sub-Registry and the house bearing door No.16/11 Situated therein with EB connection.	The 6.181 cents property as per the sale deed No. 3499/2000 of the Eraniel Sub Registry and the unauthorised building constructed therein.	The 422 square feet area (112.5 feet length and 3.75 feet width) available under the sum shade of an old building bearing No.16/11 of Eraniel panchayat with floor tiles.

BOUNDARIES

Directions	'A' Schedule	'B' Schedule	'C' Schedule
East	Property of Ayyappan and Road	Road	Road
South	Property of the Defendant	Pathway and property of Boomony Raj	Property of the Defendant
West	Property of the plaintiff	Property of Thomson	Property of Thomson & plaintiff
North	Property of the plaintiff and another	'C' schedule property and the property of the plaintiff	Property of the plaintiff

Given under my hand and seal of this court this the 30th day of July, 2025.

Sd/-
D.C.

Sd/-
Shr.

Sd/-
Subordinate Judge,
Eraniel.