

**IN THE COURT OF THE DISTRICT MUNSIF,
ERANIEL.**

Present: **Thiru. A. Maruthupandi, B.Com., B.L.,**

District Munsif, Eraniel. (F.A.C.)

Friday, the 03rd day of November 2023

I.A.No.03/2021

in

O.S. No.42/2021

1. K.Shahul Hameed, Son of Kadhar Maanapillai, Muslim, aged 50 years, residing at Door No.12-54C, Kanthari Vilai, Manavalakurichy Post, Manavalakurichi Village, Kalkulam Taluk, Kanyakumari District rep. by his Power Holder Mohamed Feroz, son of Abubucker, resident of Door No.67/2, 4th Cross Street, Annasai, Salem & District. ... Petitioner/ Plaintiff.

/vs/

1. K.R.Ajithkumar, Son of M.Kuttalam, Hindu, aged 40 years, residing at Kantharivilai, Manavalakurichy Post, Manavalakurichy Village, Kalkulam Taluk, Kanyakumari District.

2. M.Kuttalam, son of Mandaikattan, Hindu, aged 72 years, residing at Kantharivilai, Manavalakurichy Post, Manavalakurichy Village, Kalkulam Taluk, Kanyakumari District.

3. **Prop.Addl.3** Hema Vijila, Wife of late K.R.Ajith Kumar, Hindu, aged 39 years, residing at Kantharivilai, Manavalakurichy Post, Manavalakurichy Village, Kalkulam Taluk, Kanyakumari District.

4. **Prop. Addl.4** A.H.Amresh Kumar, Son of late K.R.Ajith Kumar, Hindu, aged 30 years, residing at Kantharivilai, Manavalakurichy Post, Manavalakurichy Village, Kalkulam Taluk, Kanyakumari District. ... Respondents/ Defendants.

This petition is coming before me for final hearing on 03.11.2023 in the presence of Mr.C.S.Lenin, learned counsel for the Petitioner/Plaintiff and Mr.K.Muthukumaresan, learned counsel for the 2nd to 04th Respondents/ 2nd to 04th Defendants and upon hearing the arguments on both sides and on perusal of the case records and having stood over for consideration till this day, this court doth Order and Decretal Order.

This petition is filed under Order 39, Rule 1 and 2 and Section 151 of the Code of Civil Procedure to grant an order of ad-interim injunction restraining the respondents/defendants 1 & 2 their men or anybody claiming under them from making any construction or in any other manner causing interference over the petition 'B' schedule property till the final disposal of the suit.

Decretal Order

That the petition be and hereby Status Quo order granted by this court on 07.08.2021 is made absolute till disposal of main suit.

Given under my hand and seal of this court, this the 03rd day of November 2023.

Sd/-A.Maruthupandi,
District Munsif,
Eraniel. (F.A.C.)

Particulars of cost

(Statement of cost not filed and not allowed by both the parties)

SCHEDULE OF PROPERTIES**'A' SCHEDULE**

District	-	Kanyakumari
Reg.District	-	Kanyakumari
Sub District	-	Manavalakurichy
Taluk	-	Kalkulam
Village	-	Manavalakurichy
Re.Sy No.	-	407/11A
Extent	-	4.750 cents

Description of the property:-

A terraced house is situated bearing Door No.12/54C assessed to Manavalakurichy Panchayat.

Boundaries

North	-	Property of Mehar Banu, Pathway
South	-	Pathway
West	-	Plaint 'B' Schedule property
East	-	Property of Shajahan

'B' SCHEDULE

District	-	Kanyakumari
Reg.District	-	Kanyakumari
Sub District	-	Manavalakurichy
Taluk	-	Kalkulam
Village	-	Manavalakurichy
Re.Sy No.	-	407/11A
Extent	-	2 cents

Description of the property:-

A pathway starts from road running north to south leads towards west to ease then towards south reaches the plaint 'A' schedule property.

Boundaries

- | | | |
|-------|---|---|
| North | - | Property of Amaresh |
| South | - | 8 feet 8 inch Pathway, 1 st defendant's property |
| West | - | Property of Kuttalam |
| East | - | Property of Abdul Majeed |

Sd/-

Sd/-

Sd/-

D.C.

H.C.

D.M.

Decretal order**D.M., Eraniel**

I.A.No.03/2021

in

O.S.No.42/2021

Dated : 03.11.2023

True copy