

In the court of the Subordinate Court, Kulithalai

Present :- Thiru.C.Sridhar, B.Sc.,B.L.,

Subordinate Judge, Kulithalai

Monday the 27th day of January 2020

Original Suit No.70/2014

1) Jothiraja, S/o Arangaraj and Sivakami, Hindu, aged 20 years and residing at 4th Kurukku Street, Bharathidasan Nagar, Thanthonimalai, Karur Taluk, Karur District.

2) Gomathi, D/o Arangaraj and Sivakami, Hindu, aged 21 years and residing at 4th Kurukku Street, Bharathidasan Nagar, Thanthonimalai, Karur Taluk, Karur District. Plaintiff

(Amended as per order in I.A.No.304/2018 dated: 13.11.2018)

/vs/

1) Kaliyappan, S/o Late.Vellaiya Naicker, Hindu, aged 70 and residing at Viralipatty, Melapaguthi Village, Kadavoor Taluk, Karur District.

2) Pichaiyammal, W/o Kaliyappan, Hindu, aged 68 years and residing at above said place.

3) Arangaraj, S/o Kaliyappan, Hindu, aged 50 years and residing at 27, Bharathi Nagar, Opposite to Chennai Silks, Karur Town, Karur Taluk, Karur District.

4) Dharmaraj, S/o Kaliyappan, Hindu, aged 45 years and residing at 12/7-14, 5th Cross Street, Bharathidasan Nagar, Pasupathipalayam, Karur town, Karur Taluk, Karur District.

5) Rani, w/o Govindaraj, Hindu, aged 42 years and residing at 3/1, 2nd Cross Street, Sivasakthi Nagar West, Thanthonimalai, Karur Town, Karur Taluk, Karur District.

6) Deepa, W/o Perumal, and D/o Kaliyappan, Hindu, aged 40 years residing at KKM Nagar, Tharagampatty, Keelapaguthi Village, Kadavur Taluk, Karur District.

7) Alagarsamy, S/o Arumugam, Hindu, aged 58 years and residing at Viralikadu North, Melapaguthi Village, Kadavoor Taluk, Karur District.

8) The Sub Registrar, Tharagampatty Sub Registrar Office at Tharagampatty, Kadavoor Taluk, Karur District. ...Defendants

This suit is filed by the plaintiff for preliminary decree for partition, directing to divide the

Suit properties into 15 equal shares by metes and bounds and with reference to good and bad nature of soil and allot 2 (2/15) share to the plaintiffs and deliver separate possession of the same to the plaintiffs, for future mesne profits to the plaintiffs, from the date of plaint till date of delivery of separate possession of the plaintiff, which will be relegated to a separate proceedings under order 20 rule 12 C.P.C.

Date of plaint:28.08.2014

Cause of action arose on : 29.01.2014, 15.02.2014, 28.02.2014 at

Melapaguthi Village, Kadavur Taluk, Karur District.

Valuation for the purpose of Court fees and Jurisdiction is Rs.1,20,100/-

Total Court fees paid Rs.750/-

DETAILS OF VALUATION

For the relief of partition and separate possession of 2/15 share to the plaintiffs:

Market value of the Suit properties	: Rs.9,00,000.00
Value of the Plaintiff's 2/15 share is	: Rs.1,20,000.00
Fixed Court fees paid U/s 37(2) of C.F.Act is	: Rs. 750.00
The Plaintiff's notional valuation is	: Rs. 100.00
Court fees paid thereon U/s 44 of C.F. Act is	: Rs. 8.00
Total suit Valuation is	: Rs.1,20,100.00
Total Court fees paid is	: Rs. 758.00

This suit coming on 27.01.2020 for hearing before me in the presence of Thiru.S.Thakshinamoorthy, Advocate for the plaintiff, and of Thiru.R.Elanchelvan Advocate for the 3rd defendants, and of Thiru.M.Mathiyalagan Advocate for the 7th defendants, and of Thiru.A.Naaharajan Advocate for the 8th Defendants, 2nd Defendants Died, Defendants 1, 4 to 6 called absent set exparte, plaintiff called absent, and this court doth order decreed as follows:-

DECREE

1) APC not filed within 15 days. Carried out amendment not made. Plaintiff's called absent, No representation for Plaintiff side. Hence this suit is dismissed for default with cost.

2) பிரதிவாதியின் செலவுத்தொகையாக ரூ.2048/- என கணக்கிடப்படுகிறது.

DESCRIPTION OF THE SUIT PROPERTIES

n Karur District, Kadavur Taluk, Melapaguthi Village, Ayan Punjai Survey No.

S.No.	Survey No.	Extent in Hec.Ares	Market Value
1.	102/3	0.31.0	Rs.30,000
2.	102/4	0.34.0	Rs.50,000
3.	103/1C	0.28.5	Rs.30,000
4.	103/1D	0.28.0	Rs.30,000
5.	112/1A	0.48.0	Rs.1,00,000
6.	113/3B	0.04.0	Rs.10,000
7.	114/3	0.11.5	Rs.20,000
8.	114/4	0.13.0	Rs.30,000
9.	114/5	0.03.0	Rs.10,000
10.	114/6A1	0.11.0	Rs.30,000
11.	114/6B	0.10.5	Rs.20,000
12.	114/6D	0.08.0	Rs.30,000
13.	114/6	0.47.5	Rs.1,00,000
14.	116/1B	0.69.0	Rs.1,50,000
15.	116/5	0.59.0	Rs.1,50,000
16.	118/9	0.18.0	Rs.30,000
17.	118/14	0.02.0	Rs.10,000
18.	118/17	0.31.0	Rs.50,000
19.	118/18	0.04.0	Rs.20,000
		Total Value	Rs.9,00,000
		Value of the plaintiff's 2/15 share	Rs.2,00,000
			Rs.

Cost List

Defendants

	Rs.Ps.
Stamp on plaint	-
Stamp on Vakkalath	10.00
Batta Expenses	-
Preparation Charges	100.00
Advocate Fees	1938.00

Total	2048.00

Given under my hand and the seal of this court, and the 27th day of January 2020.

sd/C.Sridhar,
Subordinate Judge,
Kulithalai.