

IN THE COURT OF THE SUBORDINATE JUDGE, MELUR.
Present: Tmt. M. SAMUNDEESWARI PRABHA, M.A., M.L.,
Subordinate Judge, Melur,

Tuesday the 19th day of November 2024

O.S.No.61/2022

CNR No.TNMD-23000008-2022

1. Kesavan
2. Muthuambalam
3. Alaguraja
4. Panchuraja
5. Thangaveer
6. Veerammal
7. Valarmathi

... Plaintiffs

Versus

1. A.Subramanian
2. A.Rajangam
3. M.Veeranan
4. S.Pandi
5. The Tahsildar of Melur Taluk, Madurai
6. The Sub Register,
Melur Sub Register Office,
Melur, Madurai District.
7. The State through
The District Collector,
Madurai

... Defendants

The suit coming on for hearing before me this day for Trial(list) in the presence of Thiru.N.Palanisamy, Thiru.U.Selvakumar advocates for the plaintiff

and Thiru.Velayudham advocate for the 1 to 4th defendants and Thiru.K.Sabapathy, Government pleader for appearance of D5 to D7 no representation made by the plaintiff counsels and upon perusing the case records this court delivered the following. . .

JUDGMENT

Suit for declaring that the plaintiffs are the absolute owner of the suit property and consequentially permanent injunction restraining the defendants from interfering with the plaintiff's possession and enjoyment of the suit property and declaring that the Registered Sale Deed dated 05.11.2020 in the name of 4th defendant in document no.6256/2020 is illegal, fraudulent, invalid and void and restraining the 4th defendant and his men, his servants, his agents or any other persons claiming title under them from any way encumbering and alienating the suit property to 3rd parties by way of sale, sale agreement, mortgage, gift, settlement, security, power of attorney and etc., by an order of permanent injunction and directing the defendants to pay the cost of this suit to the plaintiffs.

Trial not made. Plaintiffs called absent. Suit is dismissed for default. No costs.

Pronounced by me in the open court this the 19th day of November 2024

Sd./M.Samundeeswari Prabha/19.11.2024

Sub Judge,
Melur

O.S No.61/ 2022
Draft/Fair Judgment
Date: 19.11.2024

IN THE COURT OF THE SUBORDINATE JUDGE, MELUR.

**Present: Tmt. M. SAMUNDEESWARI PRABHA, M.A., M.L.,
Subordinate Judge, Melur,**

Tuesday the 19th day of November 2024

O.S.No.61/2022

CNR No.TNMD-23000008-2022

1. Thiru.Kesavan, Son of Late.M.Subramaniyan, Hindu, aged about 43 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
2. S.Muthuambalam, S/o.Late.M.Subramaniyan, Hindu, aged about 45 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
3. S.Alaguraja, S/o.Late.M.Subramaniyan, Hindu, aged about 50 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
4. S.Panchuraja, S/o.Late.M.Subramaniyan, Hindu, aged about 40 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
5. Thangaveer, W/o.Late.M.Subramaniyan, Hindu, aged about 62 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
6. S.Veerammal, W/o.Late.M.Subramaniyan, Hindu, aged about 75 years and residing at A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
7. S.Valarmathi D/o.Late.M.Subramaniyan, Hindu, aged about 51 years and residing at Veerakaliamman kovil Street, Thumbaipatti, Attapatti Post, Melur Taluk, Madurai District.

... Plaintiff

Versus

1. A.Subramanian son of Alagappan, Hindu, aged about 67 years and residing at Door No.6/119, A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.

2. A.Rajangam, S/o.Alagappan, Hindu, aged about 62 years and residing at Door No.W6/120, A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
3. M.Veeranan, S/o.Muthandi, Hindu, aged about 64 years and residing at Door No.37/14, A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
4. S.Pandi, S/o.A.Subramanian, Hindu, aged about 34 years and residing at Door No.6/119, A.Kovilpatti, Attapatti Post, Melur Taluk, Madurai District.
5. The Tahsildar of Melur Taluk having their office at Taluk office, Melur Taluk, Melur, Madurai District
6. The Sub Registrar, Melur Sub Registrar Office having its office at Melur Town, Madurai District.
7. The State of Tamil Nadu, through the District Collector, Collector Office, Madurai.

... Defendants

Suit for declaring that the plaintiffs are the absolute owner of the suit property and consequentially permanent injunction restraining the defendants from interfering with the plaintiff's possession and enjoyment of the suit property and declaring that the Registered Sale Deed dated 05.11.2020 in the name of 4th defendant in document no.6256/2020 is illegal, fraudulent, invalid and void and restraining the 4th defendant and his men, his servants, his agents or any other persons claiming title under them from any way encumbering and alienating the suit property to 3rd parties by way of sale, sale agreement, mortgage, gift, settlement, security, power of attorney and etc., by an order of permanent injunction and directing the defendants to pay the cost of this suit to the plaintiffs.

The plaintiff values the suit for the purpose of court fees and jurisdiction at Rs.2,47,200/- and pays court fee of Rs.7416/- under section 25(b), 25(d) and 27(c) of the Tamilnadu Court fees and Suit Valuation Act 1955.

Cause of action arose on : 1928, 1937, 1941, 1974, 2011, 2013, 20.03.2020, 16.10.2020

Plaint presented on: 04.01.2022

The suit coming on for hearing before me this day for Trial(list) in the presence of Thiru.N.Palanisamy, Thiru.U.Selvakumar advocates for the plaintiff and Thiru.Velayudham advocate for the 1 to 4th defendants and Thiru.K.Sabapathy, Government pleader for appearance of D5 to D7 no representation made by the plaintiff counsels and upon perusing the case records this court doth order and decree as follows:

DECREE

- 1.that the suit be and the same is hereby dismiss for default.
- 2.that there is no order as to costs.

DESCRIPTION OF THE PROPERTY

மதுரை மாவட்டம், மதுரை வடக்கு பதிவு மாவட்டம் மேலூர் சார் பதிவக சரகம், தும்பைப்பட்டி கிராமத்தில் கட்டுப்பட்ட சர்வே எண்.44/7ல் கட்டுப்பட்ட 2 ஏக்கர் 88 செண்டுக்கு நான்குமால் விபரம்

வடக்கே : தேன்மொழி புஞ்சை
கிழக்கே : அ.கோவில்பட்டி ரோடு
தெற்கே : பாண்டி புஞ்சை
மேற்கே : அ.சோமசுந்தரம் புஞ்சை

Given under my hand and seal of this court, 19th day of November 2024

Sd./M.Samundeeswari Prabha
Sub Judge,
Melur.