

IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE, PERAMBALUR.

Present: Tmt.A.Balkis, B.L.,

Principal District Judge, Perambalur.

Monday, the 08th day of July, 2024.

O.S.No.57/2021

Devaki, W/o. Jothivel, aged 66 years, Hindu, House wife, Elambalur village and post, Perambalur Taluk and District. --- Plaintiff.

-Vs-

1. Manivel, S/o. Chinnasamy, aged 67 years, Hindu , Agriculture,
2. Ambika, W/o. Uthirakumar, aged 40 years, Hindu, House wife, TNSTC Depo back side, Thuraimangalam village, Perambalur Taluk and District.
3. Anandhbavan, S/o. Manivel, aged 38 years, Hindu, Agriculture,
4. Kalaicheliyan, S/o. Manivel, aged 29 years, Hindu, Agriculture,
1st, 3rd and 4th defendants are residing at, 3rd ward, Elambalur village and Post, Perambalur Taluk and District.
5. Malarkodi, W/o. Thangavel, aged 64 years, Hindu, House wife, East street, Siruganpur village, Alathur Taluk, Perambalur District
6. Susila, W/o. Arulmani, aged 43 years, Hindu, House wife,
7. Sureshkumar, S/o. Anbalagan, aged 39 years, Hindu, Agriculture,
6th and 7th defendants are residing at, Elambalur village and post, Perambalur Taluk and District.
8. Anbuselvi, W/o. Selvaraj, aged 38 years, Hindu, House wife, Near Govt Hr.Sec school, Esanai village and post, Perambalur Taluk and District.
9. Vijayalakshmi, W/o. Ramesh, aged 36 years, Hindu, House wife, Palambadi village H/o. Sengunam village , Perambalur Taluk and District.
- 10 Arunkumar, S/o. Anbalagan, aged 31 years, Hindu, Agriculture, Elambalur village and post, Perambalur Taluk and District.

11. Nirmala, D/o. Kanthasamy, aged 25 years, Hindu, residing at, A. Mettur village, Veppanthattai Taluk, Perambalur District.
12. Rani, W/o. Mahalingam, aged 54 years, Hindu, House wife, Balaji Nagar, Thiruvarambavur post, Trichy District.
13. Kuppuraja, S/o. Srinivasan, aged 57 years, Hindu, Agriculture,
14. Ashokkumar, S/o. Kuppuraja, aged 36 years, Hindu, Agriculture,
- 13th and 14th defendants are residing at, No.5A/75A, East street, Muthu Nagar, Elambalur Road, Perambalur Post, Taluk and District. --- Defendants.

The plaintiff has filed the suit under Order VII Rule 1 and r/w Sec 26 of C.P.C. to pass a decree and judgment infavour of the plaintiff and against defendants,

a. To Pass an usual preliminary decree for partition of the suit A and B schedules of Properties into 6 shares and to allot 1 such share to the plaintiff after considering good and bad soil and after the division by metes and bounds, within such time as may be ordered by this Hon'ble Court and in default thereof to do the same through the process and machinery of this Hon'ble Court.

b. To Pass a final decree for possession infavour of the plaintiff and against defendants in accordance with the preliminary decree for 1/6th share in the suit A and B schedules of properties.

c. To award the costs of the suit.

Date of Presentation : 02.12.2020, 11.05.2021 and 05.10.2021

Date of Filing : 07.10.2021

Cause of Action : June 2020

Valuation of the Suit : Rs.29,47,456/-

Court fee paid Under Section.
37(2) of the Tamilnadu Court

Fees Act : Rs. 5,000/-

This suit is coming before me on 08.07.2024 in the presence of Thiru. S. Sathish, Advocate for the plaintiff, Thiru. N. Tamilselvan, Advocate for the D1, D3 and D4, D2, D5 to D13 are called absent, set exparte, suit abates against D14, plaintiff called absent, this Court has delivered the following...

DECREE

(i) that the suit be and the same is hereby dismissed for default as plaintiff called absent.

(ii) that there is no cost.

Description of Properties

Suit A Schedule Properties:-

In Perambalur District, Ariyalur Registration District, Perambalur Sub Registration District, Perambalur Taluk, in Perambalur (North) Village, Iyan Punja:-

1. Old SF.391/1, New SF.257/1A2 Hec.00.04.50 Ares an extent of Ac.0.10C.

2. Old SF.391/1, New SF.257/1A1, Hec.00.39.50 Ares an extent of Ac.0.97 ½ C

situates within the following four boundaries:-

To North of Rathinasamy Vakaiyaras Land,

To East of Appul Nayakkar Vakaiyaras Land,

To West of North-South Pathway,

To South of Rathinasamy Vakaiyaras Land.

3. Old SF.Nos. 390/1, New SF. 256/1A Out of Hec.1.98.50 Ares an extent of Ac.4.52

C situates within the following four boundaries:-

To North of Appul Nayakkar Vakaiyaras Land,

To East of Appul Nayakkar Vakaiyaras Land,

To West of Rathinasamy Vakaiyaras Land,

To South of S.F.No. 247/1 Land.

4. Old SF.381/2, New SF. 247/2A Hec 0.33.50 Ares n extent of Ac.0.82 ½ C.

The suit A schedule properties are totaling an extent of Ac.6.69C.

The suit A schedule properties are comprised in Patta Nos.1442, 4282, 1846 and 5831.

Suit B Schedule Property:-

In Perambalur District, Ariyalur Registration District, Perambalur Sub Registration District, Perambalur Taluk in Elambalur village, Natham S.F. No.432/19, Old SF.No. 155/5 ஹ, an extent of 00096 Sq. Meter.

The Suit B schedule property is comprised in Nattham Manivari Patta No.40

Given under my hand and seal of this Court, this the 08th day of July, 2024.

Sd/-A. Balkis,
Principal District Judge,
Perambalur.