

IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE, SIVAGANGAI.

**PRESENT: THIRU.B.KARTHIKEYAN, B.L.,
PRINCIPAL DISTRICT JUDGE.**

THURSDAY, THIS THE 29th DAY OF AUGUST - 2019

ORIGINAL SUIT No.20/2016

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1. Alagupandi, S/o.Malairaj, Hindu, aged about 43 years and residing at Seiyaloor Village, Melapedavoor Post, Manamadurai Taluk, Sivagangai District.
2. Rajeswari, D/o.Malairaj and W/o.Pitchaikannu, Hindu, aged about 55 years and residing at Boodakudi Village, Ushilankulam Post, Maravamangalam Via, Kalayarkovil Taluk, Sivagangai District.
3. Muthulakshmi, D/o.Malairaj and W/o.Mariyappan, Hindu, aged about 49 years and residing at Door No.227/4B1, 1st Floor, Sastha Nagar, Udaikulam, Manamadurai, Manamadurai Taluk, Sivagangai District.

..Plaintiffs

//Vs//

1. Malairaj, S/o.Periasamy, Hindu, aged about 70 years and residing at Seiyaloor Village, Melapedavur Post, Manamadurai Taluk, Sivagangai District.
2. M/s. N.A.Agro Farms Pvt. Limited, through its Director, having office at No.219A, 1st Floor, Rama Market, Pitampura, New Delhi – 110 034.
3. J.Sureshkumar, S/o.Jaidhayal, Hindu, aged not known and residing at Door No.623, Maharaja Valar Nagar, Oothankudi, Madurai, Madurai District.
4. Kanjan, W/o.J.Vikashkumar, Hindu, aged not known and residing at Door No.623, Maharaja Valar Nagar, Oothankudi, Madurai, Madurai District.
5. S.Kiran, W/o.J.Sureshkumar, Hindu, aged not known and residing at Door No.623, Maharaja Valar Nagar, Oothankudi, Madurai, Madurai District.
6. Sandeep Watvani, S/o.Prem Watvani, Hindu, aged not known and residing at Door No.19, Race Course Road, Guindy, Chennai – 600 034.
7. M/s. Vijay Agro Farms, having office at No.19, Race Course Road, Guindy, Chennai- 600 034 through its shareholder Sandeep Watvani.

..Defendants

Date of presentation: 12.04.2016.

This suit has been filed by the plaintiff under Order VII Rule 1 C.P.C.

- (a) for passing preliminary decree for partition, dividing and allotting 3/4th share each in the suit properties to the plaintiffs and for final decree and
- (b) declaring that the sale deed dated 27.06.2007 in Manamadurai Sub Registrar, document No.1544/07, relating to the 1st item to 6th item suit properties, executed by defendant No.2 to defendant No.3 is Null and Void and

- (c) declaring that the sale deed dated 27.06.2007 in Manamadurai Sub Registrar, document No.1614/07, relating to the 7th item suit property, executed by defendant No.2 to defendant No.3 is Null and Void and
- (d) declaring that the sale deed dated 29.10.2009 in Manamadurai Sub Registrar, document No.3189/09, relating to the 5th item and 7th item suit properties, executed by defendant No.3 to defendant No.5 to defendant No.7 is Null and Void and
- (e) declaring that the sale deed dated 29.10.2009 in Manamadurai Sub Registrar, document No.3190/09, relating to the 1st item to 4th item suit properties, executed by defendant No.3, 4, 5 to defendant No.6 is Null and Void and
- (f) for permanent injunction, restraining the defendant No.1 to defendant No.7 from alienating and not to make encumbrances in the suit properties in respect of the above said sale deeds and for costs.

Total value of the suit property is Rs.16,20,000/- and the value of the plaintiffs of 3/4th share in the suit property is Rs.12,15,000/-

Relief (a) for partition, plaintiffs share is Rs.12,15,000/- and Court fee of Rs.750/- paid u/s.37(2) of T.N.C.F. Act.

Relief (b), (c), (d) & (e) for declaration, suit is valued at Rs.4,000/- (Rs.1000/- x 4) and court fee of Rs.302/- (Rs.75.50/- x 4) paid u/s.25(d) of T.N.C.F. Act.

Relief (f) for permanent injunction fixed notional value is Rs.1,000/- and Court fee of Rs.75.50/- paid u/s.27(c) of T.N.C.F. Act.

Total Court fee of Rs.1,127.50/- paid.

Cause of action arose on 20.06.2007, 27.06.2007, 20.09.2008, 29.10.2009 and 28.03.2016 at Manamadurai Taluk, Sivagangai District.

This suit is coming on this day before me for hearing in the presence of Thiru.L.Saravanan, Advocate for the plaintiffs and of Thiru.S.Jeyaraman, Advocate for the defendant No.6 and defendant No.7 and defendant No.1 is called absent and set exparte and paper publication for D2 to D5 and upon paper publication not effected for long time and this court doth order and

DECREE

that the suit be and the same is hereby dismissed for default.

PARTICULARS OF COST LIST

(Cost list not filed by both parties)

	Plaintiffs (Rs.)	Defendant No.6 & 7 (Rs.)
1. Court fee on Plaint	1,127.50	-
2. Vakalath	5.00	5.00
Total	1,132.50	5.00

சொத்து விபரம்

சிவகங்கை மாவட்டம், மானாமதுரை வட்டம், மேலாபிடாவூர் குளூப், செய்யனூர் கிராமத்தில்

- (1) புல எண்.2/2 விஸ்தீரணம் 36 செண்ட் மதிப்பு ரூ.80,000/-
- (2) புல எண்.4/3 விஸ்தீரணம் 1 ஏக்கர் 95 செண்ட் மதிப்பு ரூ.5,00,000/-
- (3) புல எண்.4/5 விஸ்தீரணம் 1 ஏக்கர் 31 செண்ட் மதிப்பு ரூ.5,00,000/-
- (4) புல எண்.5/4 விஸ்தீரணம் 31.5 செண்ட் மதிப்பு ரூ.80,000/-
- (5) புல எண்.7/6 விஸ்தீரணம் 19.5 செண்ட் மதிப்பு ரூ.80,000/-
- (6) புல எண்.16/1 விஸ்தீரணம் 24.5 செண்ட் மதிப்பு ரூ.80,000/-
- (7) மேற்படி மாவட்டம், மேற்படி வட்டம், K.K.பள்ளம் குளூப், இலந்தைகுளம் உடப்பக்குளம் கிராமத்தில் புல எண்.324/4 விஸ்தீரணம் 1.40 ஏக்கர் பட்டா எண்.607 மதிப்பு ரூ.3,00,000/-
தாவா சொத்துக்களின் மொத்த மதிப்பு ரூ.16,20,000/-
அதில் வாதிகள் கோரும் $\frac{3}{4}$ பாகத்தின் மதிப்பு ரூ.12,15,000/-

Given under my hand and the seal of this Court this the 29th day of August - 2019.

**PRINCIPAL DISTRICT JUDGE,
SIVAGANGAI.**