

IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE, TIRUVARUR

PRESENT : Tmt. M. Shanthi, B.Sc. B.L.,

Principal District Judge, Tiruvarur.

Tuesday, this the 10<sup>th</sup> day of January 2023.

O.S.No.30/2017

Manikkavasagam

....Plaintiff

/Vs/

1. Mangaiyarkarasi
2. Nikila
3. Sathishkumar
4. Sasikala
5. Palaniyammal @ Pappathi
6. Thirumurugan
7. Poovaragavan
8. Mohankumar
9. Kanchana
10. Maheswari
11. Chandrasekaran
12. Kalaiselvi
13. Nageswari
14. Jothi
15. Sangeetha
16. Malarkodi
17. Vembarasi
18. Manikandan

..... Defendants

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The Original Suit came before this Court on 10.01.2023 for final hearing and Mr. K.Kalyanaraman and Mr.K.Arulselvan, Learned counsels for the Plaintiff. Mr.M.Sivaraman and Mr. G.K.Manikandan, Learned counsel for the 1<sup>st</sup> and 4<sup>th</sup> defendants. Mr.S.Udhyakumar, Mr.T.Sridharan and Mr.R.Sasikumar, Learned counsels for the 2<sup>nd</sup> and 3<sup>rd</sup> defendants. Mr.M. Padmasuresh, Learned counsel for the 5<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup> to 13<sup>th</sup> and 14<sup>th</sup> defendants. Paper publication ordered and effected

against 6<sup>th</sup> defendant and called absent, hence exparte order passed against 6<sup>th</sup> defendant. Service held sufficient for 7<sup>th</sup> and 8<sup>th</sup> defendants and are called absent, hence exparte order passed against 7<sup>th</sup> and 8<sup>th</sup> defendants. Summons to 15<sup>th</sup> to 17<sup>th</sup> defendants served and are called absent, hence exparte order passed against 15<sup>th</sup> to 17<sup>th</sup> defendants. Despite notice served to 18<sup>th</sup> defendant and called absent set exparte. Despite given chances plaintiff had neither appeared nor conducted trial and this Court delivered the following :

**/JUDGMENT/**

The Plaintiff had prayed to pass a Preliminary Decree for partition by declaring that the plaintiff is entitled for 1/9 shares in the suit properties, as per Preliminary Decree to appoint Advocate Commissioner for dividing suit properties and pass a final decree based on the Preliminary Decree and for cost.

Plaintiff called absent. Passed over and takenup at 3.35 P.M. Plaintiff absent. Despite given chances plaintiff had neither appeared nor conducted trial. Hence, the suit is dismissed for default. No cost.

Pronounced by me in the open court, this the 10<sup>th</sup> day of January 2023.

Sd/- . . . . .,  
Principal District Judge,  
Tiruvarur.

Judgment : Fair/Draft  
OS.No. 30/2017  
Dated : 10.01.2023