

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(TESTAMENTARY AND INTESTATE JURISDICTION)

WEDNESDAY, THE 17TH DAY OF JULY 2019

THE HON'BLE MR.JUSTICE R.SUBRAMANIAN

C.S.NO.716 OF 2015

Nabeela Ahmed (alias) Magdaline Edith Nebula
W/o.Ahethaysham Ahmed,
No.4, First Street,
Mahaveer Nagar,
Kolathur, Chennai - 600 099 ... Plaintiff

Vs

1.Ahethaysham Ahmed,
S/o.Ashfaq Ahmed
No.30/65, Lal Begum Street Triplicane,
Chennai - 600 005
Also at No.16B, Bharathi Avenue,
First Street, Opp.KotturPuram,
Railway Station, Chennai - 600 085

2.Mr.Shaik Shaffi Ahmed,
S/o.(late) Shaik Dawood Saheb,
No.121, 4th Street, 'N' Block,
Agasthiar Nagar,
Villivakkam, Chennai - 600 049,
Also at
No.70, Rajan Nagar Main Road,
Kolathur, Chennai - 600 099 ... Defendants

This Civil Suit coming on this day before this court
for hearing the court made the following order:

Both the defendants have filed their written statements. On
perusing the pleadings and upon hearing the counsel on both
sides, the following issues are framed for consideration in
the suit for trial:

- 1.Whether the plaintiff is entitled to
declaration that the sale deed executed
by her in favour of the 2nd defendant on
<https://hcservices.ecourts.gov.in/hcservices/> 21.08.2012 as Doc.No.2446/12 is null and
void and non-est in law?

2. Whether the plaintiff is entitled to seek cancellation of the said sale deed?
3. Whether the sale deed dated 21.08.2012 was brought about under the circumstances alleged by the plaintiff viz., coercion and undue influence?
4. Whether the plaintiff is entitled to mandatory injunction directing the 2nd defendant to hand over possession to her?
5. To what other reliefs the plaintiff is entitled?

2. List of witnesses and affidavit of documents to be filed by 01.08.2019. Upon such filing, Registry is directed to post the matter before the learned Additional Master-III for evidence on 19.08.2019.

Sd/.R.S.M.J

17.07.2019

//Certified to be a true copy//
Dated this the day of 2019.

सत्यमेव जयते

SU/25/07/2019

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.