



WEB COPY

SA No. 485 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15-09-2025

CORAM

**THE HONOURABLE MRS.JUSTICE K. GOVINDARAJAN
THILAKAVADI**

SA No. 485 of 2025

S.M.Amir Abbas

....Appellant

Vs

1. R.Vasanthi

2.R.Balaji,

3.R.Sripathi,

...Respondent

PRAYER

To set aside the order dated 30.10.2024 in A.S.No.51/2022 on the file of the Additional District Judge(Fast Track Court) Villupuram, confirming the order dated 22.07.2022 in O.S.No.388 of 2015 on the file of the Honourable 1st Additional Sub Court, Villupuram and pass such further or other orders as this Honourable Court may deemed fit and proper in the circumstances of the case and thus render justice.

For Appellant(s): Mr. K.ALAYAPPAN

For Respondent(s):



ORDER

Heard the learned counsel for the appellant.

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2. The second appeal is admitted and the following substantial questions of law are framed.

- (1) Whether the courts below failed to consider that there is no cause of action arose in the suit and the suit is barred by limitation based on the documents marked on the side of the plaintiffs as Ex.A2 and Ex.A5, i.e. the Will dated 14.06.2004 and the sale deed dated 06.10.2003 and that the suit is bad for non joinder of necessary parties?
- (2) Whether the courts below failed to consider that the appellant/defendant has perfected title by adverse possession in the suit?
- (3) Whether the courts below failed to appreciate the documents relied upon by the appellant/defendant to establish his possession in the suit property?

3. Issue notice to the respondents returnable by 15.10.2025. Private notice is also permitted.

15-09-2025

bga



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To

1.R.Vasanthi

W/o.Late K.V.Ramakrishnan, No.10,
Chairman Chidambaram Street,
Villupuram -Town and Taluk

2.R.Balaji,

S/o.Late K.V.Ramakrishnan, No.10,
Chairman Chidambaram Street,
Villupuram -Town and Taluk

3.R.Sripathi,

S/o.Late K.V.Ramakrishnan, No.10,
Chairman Chidambaram Street,
Villupuram -Town and Taluk



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K.GOVINDARAJAN THILAKAVADI, J.

bga

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