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CMA Nos.2160, 2161 & 2163 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-08-2025

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

**CMA Nos.2160, 2161 & 2163 of 2025
and CMP Nos.18600, 18611 & 18606 of 2025**

1.Bala Sri Anusha

Appellant in all CMAs

2.Bala Sri Lakshmi

Appellant in CMAs 2160 & 2163 of 2025

Vs

Parthiban

Respondent in CMA 2160/2025

K.Boopathy

Respondent in CMA 2161/2025

Davamani

Respondent in CMA 2163/2025

PRAYER in CMA No. 2160 of 2025

Civil Miscellaneous Appeal filed under Order XLIII Rule 1 of Code of Civil Procedure, against the Decree and Order dated 20.02.2025, passed in I.A.No.3 of 2023 in O.S.No.433 of 2023, on the file of the Special District Judge for SC/ST Cases, Namakkal.



PRAYER in CMA No. 2161 of 2025

Civil Miscellaneous Appeal filed under Order XLIII Rule 1 of Code of Civil Procedure, against the Decree and Order dated 20.02.2025, passed in I.A.No.2 of 2023 in O.S.No.405 of 2023, on the file of the Special District Judge for SC/ST Cases, Namakkal.

PRAYER in CMA No. 2163 of 2025

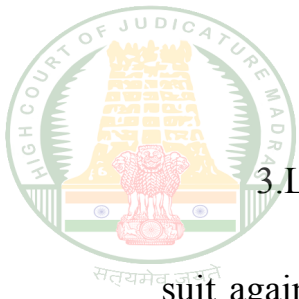
Civil Miscellaneous Appeal filed under Order XLIII Rule 1 of Code of Civil Procedure, against the Decree and Order dated 20.02.2025, passed in I.A.No.2 of 2023 in O.S.No.404 of 2023, on the file of the Special District Judge for SC/ST Cases, Namakkal.

For Appellant(s) in all CMAs: Mr.P.Raja

COMMON ORDER

Admit.

2.Issue notice to the respondents returnable on 28.08.2025. Private notice is also permitted.



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3.Learned counsel for the appellants submit that the respondent filed a suit against the appellants/defendants, who are the legal heirs of the deceased Ramalingam. According to the respondents/plaintiffs, he borrowed a loan and executed a suit promissory note and to settle the claim they filed an application before the Trial Court. After hearing both sides, learned Trial Judge ordered attachment of property without considering the defence taken by the defendants. Aggrieved by the same, the present appeal has been filed.

4.Learned counsel submits that so far nearly about 10 cases were filed against the same appellants/defendants through various individuals who are unknown to them. Besides, the said Ramalingam died due to covid and before completing the limitation period, the above cases were filed to disprove the claim of the respondents/plaintiffs.

5.Further more, all these issues raised with regard to rights and title over the property which sought for attachment but the learned Trial Judge has failed to appreciate the same.



6.Considering facts and circumstances of the case and submission made by the learned counsel for the appellants, this Court is inclined to stay the proceedings of the trial Court. Accordingly, there shall an order of interim stay till 28.08.2025.

7.Post the matter on 28.08.2025 along with C.M.A.Nos.1583, 1584, 1585, 1617, 1618, 1619 and 1620 of 2025.

11.08.2025

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To

The Special District Judge for SC/ST Cases,
Namakkal.



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T.V.THAMILSELVI, J.

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CMA Nos.2160, 2161 & 2163 of 2025
and CMP Nos.18600, 18611 & 18606 of 2025

11-08-2025