



WEB COPY

SA No. 796 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-12-2025

CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

SA No. 796 of 2025

Thirupuravalli @ Valliammal
W/o.Vedhachala Naicker, Kadumbadi
Village, Mamallapuram, Chengalpet
Tk. AND 2 OTHERS

Appellant(s)

Vs

A. Palani Nattar
S/o. Arumugam, Perumal Koil Street,
Back Side, Kotturpuram, Adayar,
Chennai - 85. AND ANOTHER

Respondent(s)

For Appellant(s): Tvj Associates
J.Srinivasa Mohan
J.Amritha Sarayoo
S.Krithika
M.Kaviya

For Respondent:

ORDER

Heard the submission of the learned counsel for the appellant and perused the material available on records.

2. This Second appeal is admitted on the following substantial questions of law:



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i. When the appellant's possession is admitted and when there is evidence to show that the appellants have been in possession from day 1 and when the respondent has failed to prove permissive occupation, whether the court below could have decreed the respondent's suit for bare injunction ?

ii. Is not the presumption of the Court below that the first respondent has proved their title and possession based on patta not only perverse but contrary to law and hence unsustainable ?

3. Issue notice to the respondent returnable by 12.01.2026. Private notice is also permitted. Post the matter on 12.01.2026.

05-12-2025

pbl

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



WEB COPY

SA No. 796 of 2025



T.V.THAMILSELVI J.
pbl

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05-12-2025