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S.A.No.518 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **24.07.2025**

CORAM

THE HONOURABLE MRS JUSTICE R. KALAIMATHI

S.A.No.518 of 2025

1. Ponnusamy

2. Rajini

3. Mani Muthu

4. Mari Muthu

.. Appellants

Vs.

1. Muthusamy

2. Ponnusamy

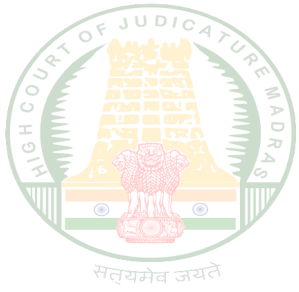
..Respondents

Prayer: This Second Appeal is filed under Section 100 of CPC, to allow this second appeal by setting aside the judgment and decree in A.S.No.6 of 2023 dated 29.01.2025 on the file of the Subordinate Court, Polur confirming the judgment and decree in O.S.No.58 of 1997 dated 09.04.2010 on the file of the District Munsif Court, Polur.

For Appellants : Mr.P.Satheesh Kumar

ORDER

Heard the learned counsel for the appellants.



S.A.No.518 of 2025

R. KALAIMATHI, J.

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2. This Second Appeal is admitted to consider the following substantial questions of law:-

i. Whether the courts below are right in dismissing the suit in O.S.No.58 of 1997 when especially it is the plaintiffs'/appellants' case that they are in possession of 2.44 acres as admitted by the defendants/respondents?

ii. Whether the Courts below are right in rejecting the relief of injunction especially when the plaintiffs established their possession and the defendants in their subsequent suit sought for the relief of recovery of possession and also did not place any original title deed before the Court below?

3. Issue notice to the respondents, returnable by 21.08.2025.

4. List the matter on 21.08.2025.

24.07.2025

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To

1. The Subordinate Court, Polur
2. The District Munsif Court, Polur.

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