



S.A (MD) No.843 of 2007

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10-04-2026

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

SA(MD) NO. 843 of 2007

1. Raveendran Nair
S/o. Madhavan Nair Pangaja Vilasam
T.C.24/1172 Jothipuram
Valiasalai Salai Post
Chenganacheri Village
Tirvandrum.

Appellant(s)

Vs

1. PUSHPAVATHI
W/o. Kuttappan Nair
Ayacode Melaveedu
Cheruppalur Post
Arukarai Village
Kalkulam Tk
Kanyakumari District.

Defendant(s)

For Appellant(s): M/s. G. Sridharan

For Defendant(s): M/s.V.M.Balamohanthambi

Prayer: To prefer this Memorandum of Grounds of SA against the Judgment and decree dt.25.10.2005 and made in AS.121/2004 on the file of the I Addl. Sub Judge, Nagercoil (Camp at Padmanabhapuram), reversing the Judgment and decree and decree dt.28.6.2004 and made in

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OS.239/2004 on the file of the Principal District Munsif Court,
Padmanabhapuram.

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ORDER

When the matter was taken up for hearing today, the appellant has filed an affidavit and the relevant portions are extracted hereunder:

“3.I respectfully submit that challenging the same, I have preferred the above second appeal and this Hon'ble Court in MP(MD) No.1 of 2007 was pleased to grant interim stay to deposit 50% of the suit claim and accordingly I deposited a sum of Rs.50,106/- to the credit of the suit. I submit that the balance amount calculated till 30.04.2026 as per the first appellate court decree comes to Rs.2,72,070/-.

4.I respectfully submit that without prejudice to my contentions in the second appeal, I undertake to deposit a sum of Rs.2,75,000/- within a week from today, ie., on or before 17.04.2026 to the credit of suit in OS NO.239 of 2004 on the file of the District Munsif, Padmanabhapuram.

I therefore pray that this Hon'ble Court may be pleased to pass an order raising the order of attachment before judgment made in IA No.361 of 2000 in OS No.239 of 2004 on the file of the District Munsif,



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Padmanabhapuram and thus render justice.”

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2. The learned counsel for the appellant submitted that the amount that has been decreed by the appellate Court will be deposited by the appellant within a week from today without prejudice to the contentions in the second appeal. Thereafter the attachment can be raised with respect to the immovable property, which has been attached as a security for the recovery of money.

3. A copy of the affidavit has been served on the learned counsel for the respondent. The learned counsel shall take instructions.

4. There shall be a direction to the appellant to deposit the amount as undertaken in the affidavit and report to this Court during the next date of hearing. Consequential orders will be passed after hearing both sides. Post this case under the caption, 'part heard cases' on 17.04.2026.

10-04-2026

RR

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