

SA(MD) NO. 195 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22-04-2026

CORAM

THE HONOURABLE MR JUSTICE P.B. BALAJI

SA(MD) NO. 195 of 2026

1. Pavun @ Kaliyamoorthi (Died) after the suit

1.Mallika

W/o.Ramalingam

Door No.747

South Street

Maruthuvakudi Athanur Post

Papanasam Taluk

Thanjavur District.Paramasivam

2. INDIRANI

W/o.Karupaiyan

Door No.159

North Street

Nagakudi

Athanur Post

Kumbakonam Taluk

3. SHANTHI

W/o.Chandrasekaran

Door No.40

Mullai Nagar

No.108

Shivalayam

Papanasam Taluk

Thanjavur District.

4. MURUGESAN

S/o.Kaliyamoorthi

Door No.12

senthil Nagar

Pugathur

Thiruvllur District.



5. KALARANI
W/o.Kaliaperumal
South Street
Vaduvakudi
Maruvur Post
Thiruvaiyaru Taluk
Thanjavur District.

6. PARAMASIVAM
S/o.Kaliyamoorthi
Door No.1/130
East Street
Thirupurambiyam
Kumbakonam Taluk.

Appellant(s)

Vs

1. Sivarajan
S/o.Ramachandran
Door No.1/131
East Street
Thirupurambiyam
Kumbakonam Taluk.

Defendant(s)

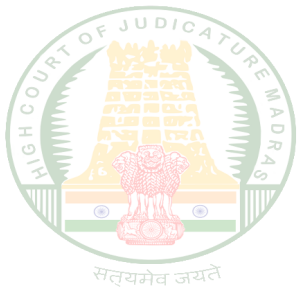
For Appellant(s):

R.Narayanan
N.S.Nithya Bharathi
P.Harivaishnave

For Defendant(s):

Prayer:

Second Appeal filed 100 of under Section Civil Procedure Code, to call for the records pertaining to the judgment and decree dated 28-10-2025 passed in A.S.No.30 of 2023 on the file of the learned Additional Sub Court, Kumbakobnam reversing the judgment and decree dated 27-04-2023 in O.S.No.96 of 2015 on the file of the learned Principal District Munsif Court, Kumbakonam and to set aside the same and consequently allow the suit and pass such further or other orders as this Honourable Court may deem fit for the circumstances of the case and thus render justice.



ORDER

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This Second Appeal is admitted on the following substantial questions of law:

“1) Whether the finding of the learned First Appellate Court about the measurement alone without analyzing the actual possession and identification of property is correct or not?

2) Whether the finding of the learned First Appellate Court is correct in rejecting the additional documents filed by the appellants which are proof of their possession of suit property?

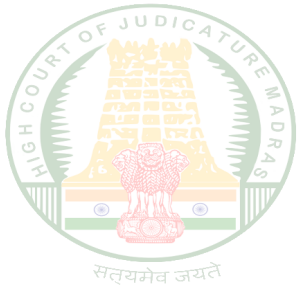
2. Notice to the respondent through Court as well as privately, returnable by 16.06.2026.

3. Registry is directed to call for the records, from the Court below concerned.

4. Post the matter on **16.06.2026**.

22-04-2026

MR



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To
1. Sivarajan
S/o.Ramachandran
Door No.1/131
East Street
Thirupurambiyam
Kumbakonam Taluk.