



SA(MD) No. 159 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30-06-2025

CORAM

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

SA(MD) No. 159 of 2025

and

CMP(MD).No. 6905 of 2025

1. Thirumalaikannan
2. Vimalarani

Appellant(s)

Vs

1. Bharathan alias Muthuraj,
2. Manimaran
- 3.Vellaiyan
- Mahendran (died)
- 4.Manikandan
- 5.Kannan
6. The Tahsildar,
Taluk Office,
Periyakulam Taluk,
Theni District.

7. The District Collector
The District Collectorate,
Madurai Road,
Theni Taluk,
Theni District.

8. The Commissioner,
Municipality Office,
Periyakulam Taluk,
Theni District.



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9. Jeyalakshmi
10. Dinesh
11. Minor. Nithesh
Rep. by Mother and guardian
of Jeyalakshmi

12. Ramakrishnan

Defendant(s)

Prayer: Second Appeal filed under Section 100 CPC against the Judgment and Decree of the lower Appellate Court dated 26.02.2025 passed in A.S.No.17 of 2013 on the file of the Additional District and Sessions Judge, Periyakulam confirming the Judgment and Decree of the trial Court, dated 15.07.2011 passed in O.S.No.125 of 2007 on the file of the Subordinate Judge, Periyakulam.

For Appellants : Ms.J. Padmavathi

For respondents : Mr.N.Dilip Kumar
for R1 to 3, 9, 10 and 11

Ms. Ahamed Yasmin Parvin
Government Advocate
for R6 to R8

ORDER

This Court by order, dated 24.04.2025 granted an order of interim stay in respect of item No.3 of the suit scheduled property till 30.06.2025 and posted the Second Appeal for final hearing.

2. The learned counsel appearing for the appellants submits that the



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respondents 4 to 8 and 12 are awaited service.

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3. Ms.P.B. Ahamed Yasmin Parvin, leaned Government Advocate submits that she is entering appearance for respondents 6 to 8. Only in respect of respondents 4, 5 and 12 service is awaited.

4. Issue fresh notice to the respondents 4, 5 and 12 returnable by 18.07.2025. Batta to be paid within 3 days, failing which, the Second Appeal will stand dismissed automatically as against the respondents 4, 5 and 12. Private Notice is also permitted. Interim order as granted on 24.04.2025 is extended till then.

sd/-
30/06/2025

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/07/2025
Sub-Assistant Registrar (C.S.-I/ II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

trp
TO

- 1 THE ADDITIONAL DISTRICT AND SESSIONS JUDGE, PERIYAKULAM.
- 2 THE SUBORDINATE JUDGE, PERIYAKULAM.

ORDER
IN
SA(MD) No. 159 of 2025
and
CMP(MD).No. 6905 of 2025
Date :30/06/2025



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NBF/03.07.2025 4P/3C

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