



SA(MD). No.218 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 30/04/2026

CORAM

THE HONOURABLE MR. JUSTICE P.B. BALAJI

SA(MD). No.218 of 2026

1. S. Manimaran
2. Veerayee
3. R.Mayazhagu
4. M.Poovazhagar
5. M.Duraimurugan

... Appellants

Vs

1. S. Muthuramalingam
2. S.Urangapuli

... Respondents

PRAYER :- Second Appeal filed 100 of under Section Civil Procedure Code, to call for the records resulting in the impugned judgment and decree passed in A.S.No.28 of 2024 dated 24-09-2025 on the file of the Subordinate Judge, Manamadurai confirming the judgment and decree passed in O.S.No.24 of 2016 dated 20-09-2025 on the file of District Munsif, Manamadurai and to set aside the same.

For appellants : Mr.Ramalingam K.C,
Advocate.

For Respondent No.1 : Mr.R. Shankar Ganesh

ORDER

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



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Whether the lower appellate Court is right in holding that the un registered settlement deed Ex.B20 though received in evidence on payment of penalty under Section 35 of the Indian Stamp Act cannot be considered even for collateral purposes of proving possession by the appellants and severance of title?

2. Mr. R. Shankar Ganesh, learned counsel takes notice for 1st respondent. Notice to the 2nd respondent through Court as well as privately returnable by 23.06.2026. In the meantime, Registry is directed to call for records from the Court concerned.

30.04.2026

trp