



S.A.No.563 of 2022

P.T.ASHA, J.

WEB COPY This Second Appeal is admitted on the following Substantial

Questions of Law:

"(1)Whether the suit properties are not the separate properties of Seerangasami as is evident from Ex.A.2 and Ex.A.3 and whether the 1st respondent can claim right by birth therein?

(2)Whether the Appellate Court has not completely misdirected itself in not considering the recitals in Ex.A.1 and the admissions of the 2nd respondent in her Written Statement which would establish that the sale is for family necessity binding on the 1st respondent?

(3)Whether the hearsay evidence of the 1st respondent is admissible in Law and has not the Appellate Court completely erred in not drawing adverse inference against the 1st respondent for non examination of M.G.Govinda Gounder?



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P.T. ASHA, J.

mps

(4) Even assuming to be right that the sale consideration was not paid for Ex.A1, is not the remedy to sue for sale price and whether non payment even if true will vitiate the sale?

(5) Whether the suit is not bad for partial partition?

(6) Whether the suit filed without impeaching Ex.B2

-Settlement is maintainable?

(7) Whether in any event, the 1st respondent can claim more than 1/4th share in the suit properties?"

Notice.

15.07.2022

mps

Note:

Registry is directed to send a copy of the Substantial Questions of Law framed by this Court along with the Notice.

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C.M.P.No.11237 of 2022

in

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There shall be an order of interim stay until further orders.

15.07.2022

mps



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mps

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