



WEB COPY

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.02.2015

CORAM :

THE HONOURABLE MR.JUSTICE D.HARIPARANTHAMAN

TR.CMP(MD)No.128 of 2011

and

M.P(MD)No.1 of 2011

Kanimuthu

...Petitioner

Vs.

Raja

...Respondent

Petition filed under Section 24 of the Civil Procedure Code, to withdraw the case in HMOP.No.88 of 2011 pending on the file of the Subordinate Judge, Srivilliputhur, and transfer the same to the Sub Court, Madurai.

For Petitioner : Mr.I.Suthakaran

O R D E R

As directed by this Court on 09.01.2015, a report dated 23.01.2015 has been obtained by the Registry from the Subordinate Judge, Srivilliputhur, where, HMOP.No.88 of 2011 is pending. In the said report, it has been stated that HMOP.No.88 of 2011 was allowed by the Subordinate Court, Srivilliputhur, on 03.02.2012 by passing ex parte order, since the respondent had not filed counter on the date of hearing on 03.02.2012, despite time was granted for filing counter.

2.In view of the above, nothing survives in this Transfer Civil Miscellaneous Petition and accordingly, the same is dismissed. Consequently, M.P(MD)No.1 of 2011 is closed. No costs.

Sd/-

Assistant Registrar(AS)

/True copy/

Sub Assistant Registrar

To

1. The Subordinate Judge, Srivilliputhur.
2. The Subordinate Judge, Madurai.

TR.CMP(MD)No.128 of 2011
and M.P(MD)No.1 of 2011
04.02.2015

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PBK 18/02/2015 ::1P-3C: