

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.06.2016

CORAM:

THE HONOURABLE MR. JUSTICE C.T. SELVAM

C.R.P.(PD)Nos. 1517 and 1518 of 2016

and

C.M.P.No. 8296 of 2016

V.Chendrayan

... Petitioner/Creditor/petitioner
in both C.R.Ps.

Vs.

1. N.Srinivasan

2. C.Murugesan

3. V.Sivakumar

4. C.Rajendran

5. P.Suresh

6. A.Sugumar

7. K.Arumugam

8. P.Murugan

9. Sekar

... Respondents/Respondents 1 to
9/Respondents in C.R.P.No. 1517
of 2016

10. V.Thangavel

11. P.Ratnavel

12. P.Ganesan ... Proposed Parties/Respondents 10 to 12/Respondents in C.R.P.No. 1517 of 2016
1. N.Srinivasan
2. C.Murugesan
3. V.Sivakumar
4. C.Rajendran
5. P.Suresh
6. A.Sugumar
7. K.Arumugam
8. P.Murugan
9. Sekar ... Respondents/Respondents 1 to 9/Respondents in C.R.P.No. 1518 of 2016
10. The Sub Registrar
Mallasamudram Sub Registrar Office
Registration Department
Mallasamudram Village and Post
Tiruchengode Taluk
Namakkal District. ... Proposed Party/10th Respondent/Respondents in C.R.P.No. 1518 of 2016

PRAYER

C.R.P.No. 1517 of 2016:

Civil Revision Petition filed under Article 227 of Constitution of India, to set aside the fair and final order dated 18.03.2015 made in I.A.No. 6 of 2014 in I.P.Nos. 52 of 2013 on the file of the learned Principal Sub Court, Salem.

C.R.P.No.1518 of 2016:

Civil Revision Petition filed under Article 227 of Constitution of India, to set aside the fair and final order dated 18.03.2015 made in I.A.No. 34 of 2014 in I.P.Nos. 52 of 2013 on the file of the learned Principal Sub Court, Salem.

For Petitioner in
both C.R.Ps. : Mr. T.Murugamanickam

ORDER

These revisions arise against orders of learned Principal Sub Judge, Salem, passed in I.A.Nos. 6 and 34 of 2014 in I.P.No.52 of 2013 on 18.03.2015.

2. Petitioner has moved I.P.No. 52 of 2013 before learned Principal Sub Judge, Salem, seeking declaration of the first respondent as an insolvent person. He has moved I.A.Nos.6 and 34 of 2014 towards impleading third parties as also the Sub Registrar as party respondents towards preventing registration of documents pertaining to the property belonging to respondents.

3. The Court below rightly has dismissed the applications. Under Section 53 of the Provincial Insolvency Act, which provides for avoidance of voluntary transfers, the interests of the petitioner would be protected.

C.T. SELVAM J.,

vsg/gm

The Civil Revision Petitions shall stand dismissed. No costs.
Consequently, connected miscellaneous petitions are closed.

vsg

14.06.2016

Index: Yes/No

Internet: Yes/No

To

The Principal Sub Judge,
Salem.

C.R.P.(PD)Nos. 1517 and 1518 of 2016
and
C.M.P.No. 8296 of 2016