

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:03.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

CRP (PD) NO.2643 of 2017

J.Pushparani

... Petitioner

versus

- 1.Lilly
2. Gloria Hariet
3. Wilfred Joseph
4. Edward Joseph Manuel
5. Jasmine
6. A.Kennet Thomas
7. A.Pretricia
8. Premila Kumar
9. Josephine Vasantha
10. Philomen C.J.Harry
11. Mary Benigna
12. Irudyaraj
13. Mary Margaret Suganthi
14. Miss Mary Nirmala
15. Pauline Manuel
16. Malathi
17. V.M.Natarajan
18. Tamil Nadu Government Servants
Co-operative Building Society Ltd.,
Rep by its Special Officer, XNC 747, rep by
its Special Officer, having his office at
Office of Commissioner of Fisheries, II Floor,
Chennai-600 006.

19. K.Chokkalinga Pillai

20. T.Muthukumar
 21. G.Kalamalini
 22. Nandakumar
 23. S.Arumugham
 24. M.S.Kalaimani
 25. M.Vivekanandan
 26. T.Nagakumar
 27. N.Krishnan
 28. S.Jeyanthi
 29. T.Shanthi
 30. T.Umadevi
 31. Saravanakumar Rajaram
- ... Respondents

PRAYER: Civil Revision Petition has filed under Section 227 of the Constitution of India, to direct and to expedite the proceedings in I.A.No. 87 of 2015 in O.S.No. 498 of 2004 pending on the file of the Additional District Judge, Chengalpattu.

For Petitioner : Mr.D.Louthu Paul Belson
For Respondents : No appearance

ORDER

सत्यमेव जयते

Aggrieved over the long pendency of the case, the second defendant has filed the above petition. In the suit for partition a preliminary decree was passed on 14.08.2014. Thereafter, the parties have taken steps for appointment of Advocate Commissioner to divide the suit properties by metes and bounds. The respondents in I.A No. 87 of 2015 have made an endorsement "no objection". In spite of the same, the Advocate Commissioner was not appointed. In the mean while it

appears that one of the parties died and I.A No. 87 of 2015 for impleading of legal heirs was filed on 21.05.2015 and it continues in the same stage till date. The parties have no objection for dividing the properties amicably to get their shares.

2. The petitioner is 82 years old, therefore, they seek for earlier disposal of the case pending before the Trial Court.

3. Considering the facts and circumstance of the case, we consider it is as fit case for issuance of a direction to dispose of the suit proceedings at the earliest. Accordingly, the direction is issued to the Additional District Judge, Chengalpattu to dispose of I.A No. 87 of 2015 in O.S.No. 498 of 2004 within the period of three months, from the date of receipt of a copy of this order.

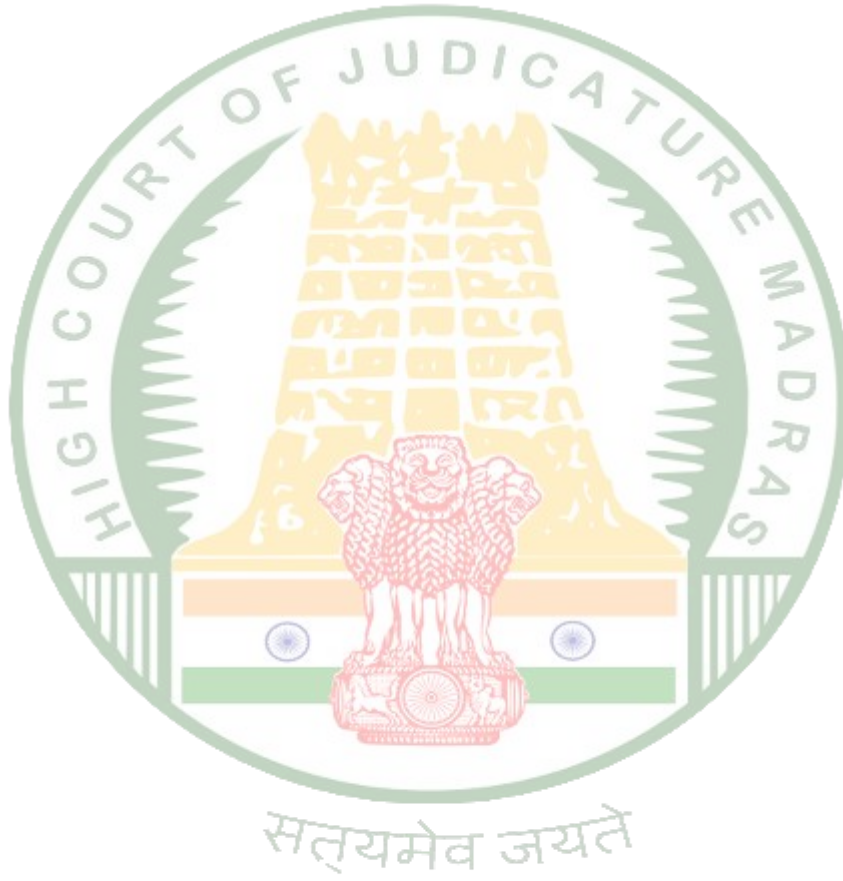
4. With above direction, the Civil Revision Petition is disposed of.

03.08.2017

Internet : Yes/No
bsm/raja

To

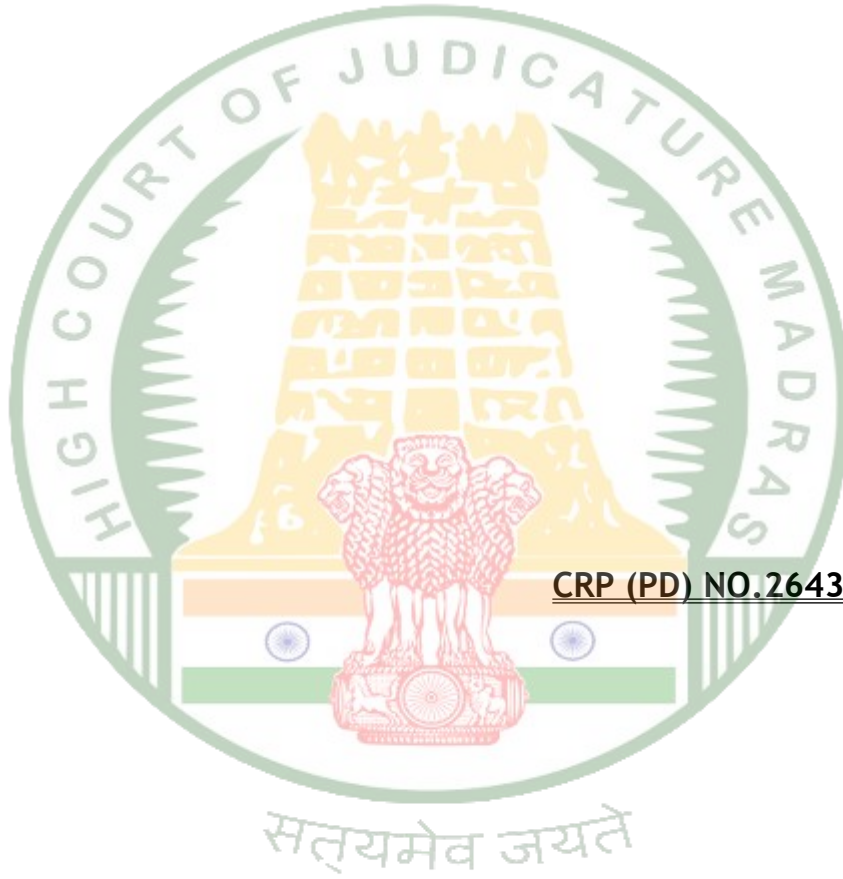
The Additional District Judge,
Chengalpattu



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M.GOVINDARAJ, J.

bsm/raja



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