

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.08.2017

C O R A M

THE HONOURABLE MR.JUSTICE M. GOVINDARAJ

C.R.P.(PD) NO.2732 OF 2017
AND CMP NO.12972 OF 2017

1.C.Govindasamy
2.Reena
3.Suryaprakash
4.Minor Ajay Agarwal

... Petitioners

Vs.

1.Logic Energy India Pvt. Ltd.,
Door No.47/15, K.Pakadpattu Village & Post
Karumanthurai Via., Chinnakalrayan,
Therkukadu, Attur Taluk, Salem District.
Rep. by its Executive Officer Marc Devaraj

2.P.Kumar
3.K.Paramasivam
4.Sivaprakasam

5.State Bank of Tamil Nadu
Rep. by District Collector
Salem.

6.The Tahsildar
Pethanaickenpalayam, Salem District.

7.The V.A.O.,
Thennampillaiyur, Attur,
Salem District.

... Respondents

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India against the fair and decreetal order dated 09.12.2016 passed in I.A.No.483 of 2016 in O.S.No.25 of 2012 on the file of Subordinate Court, Attur.

For Petitioners : Mr.P.Jagadeesan

ORDER

The present Civil Revision Petition is filed against the order dismissing the impleading petition filed by the petitioners / plaintiffs.

2. The plaintiffs are the revision petitioners. The grievance of the petitioners / plaintiffs is that during the pendency of the suit, the proposed respondents / respondent nos.5 to 7 herein, have caused mutation in the revenue records based on a sale deed dated 06.01.2012.

3. From the perusal of the records, it is seen that the proposed respondents / respondent nos.5 to 7 herein, are Government officials. They have caused transfer of the revenue records pertaining to the sale deed registered in favour of the contesting respondents, which is the official duty on the part of the proposed respondents. If at all there is any grievance, the petitioners are entitled to take proper steps to redress

the same. There is a separate avenue open to redress their grievances and any transaction will be subject to the result of the suit. While this being so, the official respondents, against whom the relief is sought for, are neither necessary nor proper parties to the suit. The Trial Court has rightly dismissed the petition holding that their presence is not necessary to decide the issues in the suit. The Civil Revision Petition does not require any interference.

4. Accordingly, the Civil Revision Petition stands dismissed. No costs. Consequently, connected civil miscellaneous petition is closed.

17.08.2017

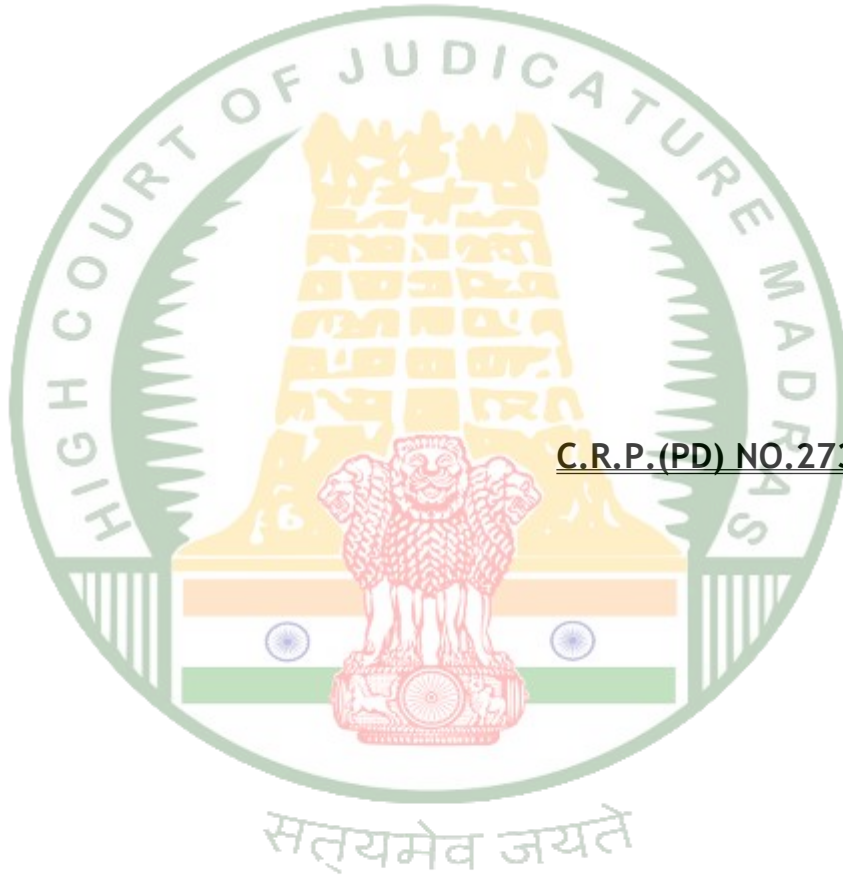
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To

The Subordinate Court
Attur.

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M.GOVINDARAJ, J.
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