

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.09.2017

CORAM

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

CRP.(PD)No.936 of 2017
and C.M.P. No. 4637 of 2017

1. P.Vijayan
2. P.Shanmugan
3. Lakshmi Ramachandran
4. Indira Jograj
5. Saraswathi Prithiviraj

... Petitioners

vs.

- R.Raju(Deceased)
1. R.Krishnamoorthi
 2. R.Leelavathi
 3. R.Kumar
 4. R.Anandhan
 5. R.Punitha
 - S.Rama Gowdar(deceased)
 6. Thirumathi. Lingammal
 7. R.Gopalan
 8. R.Bhojan@KullaBhojan
 9. R.Sivan
 10. R.Devaraj
 11. Thirumathi.Suseela
 12. Thirumathi.Kamala
 13. Mani
 - R.Bellan(Deceased)
 14. Thirumathi.Deviammal
 15. B.Krishnan
 16. B.Jeyan
 17. Thirumathi.Lakshmi
 18. Thirumathi.Seethaiammal
 19. R.Janaki
 20. Thirumathi.Chinthamani

21. Thirumathi.Seethaiammal
 22. K.Moorthi
 23. K.Kumar
 24. Thirumathi.Beekkaiammal
 25. K.B.Bhojan
 26. K.B.Raju
 27. K.B.Jayaprakash
 28. K.B.Bharathi
 29. K.B.Ravi
 30. M.Devan
 31. H.N.Kakkamallan
 32. K.R.Bellie
 33. K.R.Bheeman
 M.D.Bellie Gowder(Decessed) Respondents

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India, to set aside the fair and final Order dated 05.12.2016, made in I.A.No.1247 of 2016 in O.S.No.115 of 2005, on the file of the Sub Court, Udhagamandalam, Nilgiris District.

For Petitioner : Mr.V.Anand

For Respondents : Ms.R.Gowri RR1-5

ORDER

This Civil Revision is directed against the dismissal of the impleading petition filed to implead the legal heirs of the defendants. The Trial Court dismissed the petition on various grounds. When the matter was taken up for hearing, the learned counsel for the respondent fairly submitted that he has no objection for the proposed parties being impleaded and also prays for early disposal of the suit.

2. Without going into the merits of the case, the order passed in I.A.No. 1247 of 2016 in O.S.No. 115 of 2005 dated 05.12.2016 of the Trial Court is set aside and the proposed parties are directed to be impleaded.

3. Considering the submissions made, a direction is issued to the Sub Court, Udhagamandalam, Nilgiris District, to dispose of the partition suit in O.S.No. 115 of 2005, within a period of two months, from the date of receipt of a copy of this order.

4. With the above observations and direction, this Civil Revision Petition is disposed of. No costs. Consequently, connected Miscellaneous petition is closed.

13.09.2017

Speaking/Non-speaking order

Index : Yes/No

Internet : Yes/No

bsm

To

The Sub Court,
Udhagamandalam,
Nilgiris District .

M.GOVINDARAJ.,J.

bsm



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