

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.03.2017

CORAM:

THE HONOURABLE MR. **JUSTICE K.K.SASIDHARAN**C.R.P.(P.D.) No.2211 2012
and MP.No.1 of 2012

Jaya Dhanapandian

...Petitioner

Vs

1. R.Ravindran
2. R.Prema

...Respondents

Prayer:- Civil Revision Petition filed under Article 227 of the Constitution of India against the fair and decreetal order dated 03.11.2011 made in I.A.Nos.300 of 2010 in I.P.No.27 of 1998 on the file of the First Additional Sub Court, Coimbatore.

For Petitioner : Ms.N.Manokaran
For Respondents : Mr.Ilanthiraiyan

O R D E R

The petitioner filed an application before Insolvency Court to implead her as a party to the proceeding, taking into account the purchase of the petition scheduled property by her. The learned Judge having found that the purchase was after a period of 12 years since initiation of Insolvency Petition, dismissed the application. The order dated 3 November 2011 in I.A.No.300 of 2011 in I.P.No.27 of 1998 on the file of the I Additional Subordinate Court, Coimbatore is under challenge in this civil revision petition.

K.K.SASIDHARAN,J.
gms

2. When the civil revision petition was taken up for hearing, learned counsel for the respondents by producing a copy of the registered document no.5669 of 2015 on the file of the Sub-Registrar, Coimbatore, submitted that during the currency of this civil revision petition, the petitioner assigned the property to a third party and she is no longer the

owner of the property.

3. The petitioner filed the application on the strength of a sale deed in her favour. According to the petitioner, she is a *bona fide* purchaser. However, the fact remains that she sold the property subsequently and as such, the petitioner is not having any right in respect of the scheduled property. I am therefore, of the view that there is no need for a factual adjudication of the matter.

The civil revision petition is dismissed on account of subsequent events. No costs. Consequently, connected miscellaneous petition is closed.

23.03.2017

gms
To
The First Additional Sub Court, Coimbatore.

C.R.P.(P.D.) No.2211 of 2012