

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.01.2017

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

C.R.P.(PD).No.3700 of 2016

1. Mrs.Mariya Susaliya
2. Mr.S.Amuthan
3. Mrs.Sabastiamma

.. Petitioners

Vs.

1. Mr.K.A.Joseph
2. Mrs.Pushpa Thresa

.. Respondents

Civil Revision Petition filed under Article 227 of the Constitution of India praying to direct the District Munsif, Gudalur, The Nilgiris to dispose of the suit in O.S.No.36 of 2014 within the time frame that may be fixed by this Court.

For petitioners : Mr.M.A.R.Pragash

For Respondent-1 : Mr.P.Prakash Paul

R2 : Died

ORDER

This revision petition is taken out by the defendants 1, 2 and 4 who are the owners of the suit property. The first respondent/plaintiff is the tenant and the suit is filed for injunction not to evict the plaintiff unless

by due process of law. It is stated by the learned counsel for the petitioners that though the suit is ripe for trial from March 2015, till today, the trial has not been completed. In the meanwhile, the third defendant died and no steps were taken by the plaintiff. It is stated that the suit was also dismissed as abated as against the deceased third defendant. The request of the petitioners is to give direction to the learned District Munsif to dispose of the suit within a time frame. From the papers furnished, it is seen that the cross-examination of the defendants is in progress and the suit was posted on 15.11.2016. Hence, a direction is issued to the learned District Munsif, Gudalur, The Nilgiris, to complete the trial without any further delay and the suit shall be disposed of on or before 28.02.2017 and a report be submitted to this Court. The Civil Revision Petition is disposed of accordingly. No costs.

10.01.2017

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Copy to

The District Munsif, Gudalur, The Nilgiris District.

PUSHPA SATHYANARAYANA.J

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