



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 18.09.2017

CORAM:

THE HONOURABLE MR. JUSTICE T.RAVINDRAN

C.R.P. (PD) (MD) No.1559 of 2017

and

C.M.P. (MD) No.8679 of 2017

Om Saravana Cables
Rep.by its Proprietor Saravanan

... Petitioner/1st Defendant

-vs-

1.Kavikuil Cables,
Represented by its Proprietor,
Mr.Sundaravel.

...1st Respondent/Plaintiff

2.The Assistant Manager,
Special Thasildhar,
Tamil Nadu Government Cable Corporation Limited,
Thitta Salai, NRT Main Road,
Theni Taluk, Theni District.

3.The Managing Director,
Tamil Nadu Government Cable Corporation Limited,
34/123 Thukar Tower, Marshal Road, 6th Floor,
Egmore, Chennai.

4.The District Collector,
Theni.

...2nd to 4th Respondents/
2nd to 4th Defendants

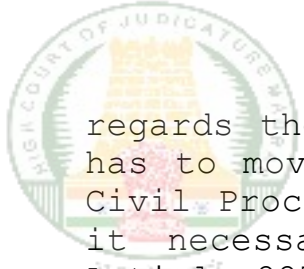
PRAYER: Civil Revision Petition is filed, under Article 227 of the Constitution of India, to reject the plaint in O.S.No.20 of 2017 on the file of the District Munsif Court, Theni.

For Petitioner : Mr.K.Kevinkaran

ORDER

This Civil Revision petition is filed to reject the plaint in O.S.No.20 of 2017 on the file of the District Munsif Court, Theni, on the footing that the first respondent / plaintiff had no Cable TV registration certificate for the year 2017.

2.The suit has been laid by the first respondent / plaintiff for permanent injunction. Now, it is the contention of the revision petitioner that the first respondent / plaintiff has not obtained necessary Cable TV registration certificate for the year 2017 and hence, the said suit has to be rejected. However, as



regards the said relief, in my considered opinion, the petitioner has to move the concerned Court under Order 7 Rule 11 of Code of Civil Procedure Code. In such view of the matter, I do not feel it necessary to invoke the jurisdiction of this Court under Article 227 of Constitution of India for rejection of the plaint.

3. Resultantly, this Civil Revision Petition is dismissed. Consequently, the connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar (CS-II)

/True copy/

Sub Assistant Registrar

To:

1. The District Munsif Court,
Theni.

+1cc to Mr.K.KEVINKARAN, Advocate, SR.79957

C.R.P. (PD) (MD) No.1559 of 2017
18.09.2017

MYR/SMI

KK/KP /SAR 3/27.09.2017/2P- 3C/