



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.12.2017

CORAM :

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

C.R.P. (MD) No. 2541 of 2017

and

C.M.P. (MD) No. 11871 of 2017

1.M.Krishnammal
2.M.Rengaraj
3.M.Saravanan
4.R.Paramasivam
R.Arumugam(Died)
5.Indira
6.Selvakumar
7.Keerthana (Minor)
(7th respondent through her guardian
and mother 5th respondent herein)
(cause title accepted as per the order
of this Court dated 13.11.2017 made in
C.M.P. (MD) No. 7027 of 2017)

... Petitioners

Vs.

1.K.M.Thanga Lakshmi
2.M.Suresh

... Respondents

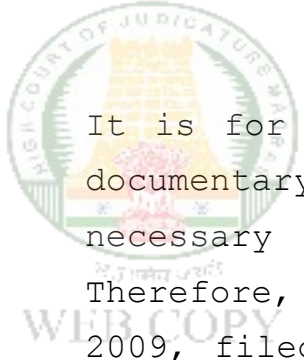
Prayer: Civil Revision Petition filed under Article 227 of Constitution of India to set aside the fair and decreetal order dated 16.06.2014 made in I.A.No.901 of 2009 in O.S.No.1042 of 2009, on the file of 3rd Additional District Munsif Court, Tiruchirappalli.

For Petitioners : Mr.R.Murugan

ORDER

Heard the learned counsel appearing for the petitioners.

2.The plaintiffs in the suit are the revision petitioners herein. The suit is one for bare injunction. The learned trial judge had rightly given a finding that there is no dispute with regard to the identity of the suit property. The four boundaries have been given and therefore the dispute is only regarding the possession.



It is for the plaintiffs to establish the same through acceptable documentary evidence. Appointing an Advocate Commissioner is not necessary in this case to advance the case of the plaintiffs. Therefore, the learned Trial judge rightly dismissed I.A.No.901 of 2009, filed by the plaintiffs herein. The reasons assigned by the learned Trial Judge are sound.

3.This Civil Revision petition stands dismissed. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar (AE)

/True Copy/

Sub Assistant Registrar

To

1. The 3rd Additional District Munsif Court,
Tiruchirappalli.

+1cc to M/S.R.MURUGAN, Advocate SR.No.94422.

C.R.P. (MD) No.2541 of 2017
21.12.2017

tsg
SDS/SV:MMS/SAR 3/10.01.2018/2P/3C