



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.03.2017

CORAM :

WEB COPY

THE HONOURABLE DR.JUSTICE **G.JAYACHANDRAN**

CRP(NPD) (MD)No.456 of 2017

and

CMP(MD)No.2227 of 2017

1)Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust
Nadargal Uravinmurai Pothu Mahamai Buildings,
No.42, Big Bazaar Street,
Aruppukottai - 626 101,
Virudhunagar District,
Represented by Secretary

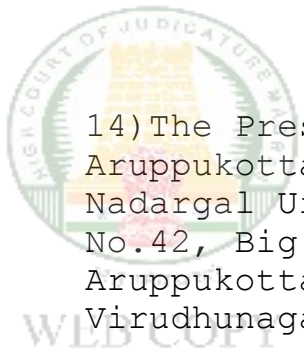
2)T.Asaitambi ... Petitioners

vs.

1)V.Arivazhagan
2)M.R.Kanagavel
3)K.Muthu Dinakaran
4)P.M.C.Muthusamy
5)T.Rajapandian
6)C.Muthukumar
7)R.Rajarajan
8)P.Inbasekaran
9)P.Ajay
10)M.Kannan
11)M.Baskaran

12)The Administrative Committee of
Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust
Represented by its President
Nadargal Uravinmurai Pothu Mahamai Buildings
No.42, Big Bazaar Street,
Aruppukottai - 626 101,
Virudhunagar District.

13)The Executive Committee of
Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust
Represented by its President
Nadargal Uravinmurai Pothu Mahamai Buildings
No.42, Big Bazaar Street,
Aruppukottai - 626 101,
Virudhunagar District.



14) The President,
Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust
Nadargal Uravinmurai Pothu Mahamai Buildings
No.42, Big Bazaar Street,
Aruppukottai - 626 101,
Virudhunagar District.

15) M. Samraj

16) M. Ganesan

17) K.M.P.C. Suresh Kumar Nadar

18) The District Registrar of Societies,
Virudhunagar District,
Virudhunagar.

19) The Election Committee,
(as per notification dated 17.12.2015 Published
as advertisement in newspaper Malaimalar dated 18.12.2015)
Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust
Nadargal Uravinmurai Pothu Mahamai Buildings
No.42, Big Bazaar Street,
Aruppukottai - 626 101,
Virudhunagar District.

20) N. Rathinasekar Nadar @ Sekar (deceased)
Patron and Hereditary Trustee/Election Officer
(as per notification dated 17.12.2015 Published
as advertisement in newspaper Dinamalar dated 20.12.2015)
S/o. Nataraja Nadar
Old No.13-A, New No.45
Subramaniapuram 1st Main road,
Madurai-11.

21) A.R. Ramar Nadar
Patron and Hereditary Trustee/Election Officer
(as per notification dated 17.12.2015 Published
as advertisement in newspaper Dinamalar dated 20.12.2015)
S/o. A.R. Ramalinga Nadar,
234, Naickkar Kottam,
Vaisali Street
Coimbatore.

... Respondents

Petition filed the Under Article 227 of Constitution of India,
to direct the District Munsif Court, Aruppukottai, to dispose of
the interlocutory Application in I.A.No.33 of 2016 in O.S.No.2 of
2016 pending on the file of District Munsif within a stipulated
period as may be fixed by this Honourable Court.

ORDER

The learned counsel for the revision petitioner submits that the interim order was granted by the Trial Court on 08.01.2016 and thereafter, I.A.No.33 of 2016 is kept pending without passing any final order in spite of completing the arguments in the application.

2.The B-Diary extract reveals that pending suit, several applications have been filed and in view of the said applications, the Trial Court was not in a position to dispose of I.A.No.33 of 2016. Due to pendency of the said interlocutory applications, the revision petitioner submits that the result of the election for the Aruppukottai Nadargal Uravinmurai Pothu Abiviruthi Trust could not be announced, though the election was conducted long back that is on 10.01.2016, resulting in impairment of administering the trust at its full level and the Secretary is now administering the trust and taking care of the day-to-day affairs and no major decision could be taken on behalf of the trust.

3.Taking note of the submission and the facts revealed through B-Diary extract, this Court is of the opinion that it is suffice to direct the Trial Court to take up the matter on day-to-day basis and dispose the applications as early as possible. If there is any impediment in disposing the matter due to non co-operation of any of the parties, the Trial Court can decide upon the administration of the trust in accordance with law and pass appropriate orders.

With this direction, this Civil Revision Petition is disposed of. No costs. Consequently, CMP(MD)No.2227 of 2017 is closed.

Sd/-

Assistant Registrar(AS)

/True Copy/

Sub Assistant Registrar

To

THE DISTRICT MUNSIF, ARUPPUKOTTAI, VIRUDHUNAGAR DISTRICT

+1 cc to MR.Y.PRAKASH, Advocate SR.No.13204

CRP (NPD) (MD) No.456 of 2017
08.03.2017

SMA/CM-MSA/SAR-2/09.03.2017:3P/3C