



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.04.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

C.R.P.(MD) No.1530 of 2014
and
M.P.(MD) Nos.1 and 2 of 2014

Rathinammal

... Petitioner/Respondent/
Respondent/Defendant

-Vs.

Madurai Siddha Vaidhya Sangam,
Rep. by its Secretary S.S.Gurunathan,
having office at No.6, T.B. Road,
Madurai - 625 016 and
residing at No.136/3, Gandhiji Road,
Kalimuthu Street,
Ponmeni Main Road,
Madurai - 625 016.

: Respondent/Appellant/
Petitioner/Plaintiff

Prayer : Civil Revision Petition filed under Article 227 of the Constitution of India, praying to set aside the order dated 01.04.2014 passed in C.M.A.No.14 of 2013, on the file of the Second Additional Subordinate Judge, Madurai, reversing the order dated 05.08.2013 passed in I.A.No.231 of 2013 in O.S.No.352 of 2013 on the file of the Additional District Munsif of Madurai Town, by allowing this Civil Revision Petition.

For Petitioner : Mrs.P.Jessi Jeeva Priya
For Respondent : Mr.M.Saravanan

ORDER

This Civil Revision Petition is filed challenging the order order dated 01.04.2014 passed in C.M.A.No.14 of 2013, on the file of the Second Additional Subordinate Judge, Madurai, reversing the order dated 05.08.2013 passed in I.A.No.231 of 2013 in O.S.No.352 of 2013 on the file of the Additional District Munsif of Madurai Town.

2.It appears that the plaintiff in the suit in O.S.No.352 of 2013 has filed an application for interim injunction during the pendency of the suit. The petition was dismissed by the trial Court. Aggrieved by the same, the plaintiff has preferred an appeal in Civil Miscellaneous Appeal No.14 of 2003 on the file of the Second Additional Sub Court, Madurai. The lower appellate Court



also allowed the appeal and granted interim injunction in I.A.No.231 of 2013. Aggrieved by the same, the defendant in the suit has preferred this Civil Revision Petition.

3.The learned counsel appearing for the respondent / plaintiff has filed a memo today stating that the suit in O.S.No.352 of 2013 has been dismissed as withdrawn. Hence, it is submitted by counsel for respondent that this Civil Revision Petition may be dismissed as infructuous.

4.Recording the said submission, this Civil Revision Petition is dismissed as infructuous, as the suit itself has been withdrawn. No costs. Consequently, the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS-III)

/True copy/

Sub Assistant Registrar

To

1. The Second Additional Subordinate Judge,
Madurai.
2. The Additional District Munsif of Madurai Town,
Madurai.

Copy to
The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai.(2 Copies)

+1CC M/s R.Subramanian (SR.62056)

SRM
DS/KKR/SAR-1 :04.05.2018: 2P/6C

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18.04.2018