



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 30.08.2018

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE G.R.SWAMINATHAN

C.R.P.PD[MD]No.1484 of 2018

and

C.M.P. [MD]No.6428 of 2018

1.Ariyanayagipuram Hindu Nadar
Uravinmurai Uyar Thuvakkapalli,
Through its President,
Ariyanayagipuram,
Sankarankovil Taluk,
Tirunelveli District.

2.Ariyanayagipuram Hindu Nadar
Uravinmurai Uyar Thuvakkapalli,
Through its Secretary,
Ariyanayagipuram Village,
Sankarankovil Taluk,
Tirunelveli District.

3.C.Vaithiyalingam

4.C.Muthaiah

5.N.Arunagirisamy

6.A.Ramakrishnan

7.P.Subramanian

8.A.Kadarkaraisamy

9.A.Pitchandi

...1 to 9 Petitioners/1 to 9 Petitioners/
1 to 9 Defendants

10.K.Marikani

11.P.Paramasivam

12.P.Marikani

13.S.Thirumalaisamy

14.A.Kanagaraj

15.S.Pitchandi

...Petitioners 10 to 15/
Petitioners 11 to 16/Defendants 11 to 16

Vs.

1.A.Palanisamy Nadar

2.S.S.Arumugasamy Nadar

3.M.Mahendran

4.C.Kadarkaraisamy

5.V.Kaliappan

... Respondents1 to 5/Respondents 1 to 5
Plaintiffs



6.The District Registrar,
Tenkasi,
Tirunelveli District.

7.The District Chief Educational Officer,
Tirunelveli District,
Tirunelveli.

8.The District Educational Officer,
Tirunelveli District,
Tirunelveli.

9.The District Elementary Educational Officer,
Tirunelveli District,
Tirunelveli.

10.The Additional Assistant Elementary Educational Officer,
Sankarankovil,
Tirunelveli District.

11.State of Tamil Nadu,
Rep. through the District Collector,
Collectorate,
Tirunelveli.

...Respondents 6 to 11/Respondents 6 to 11/
Defendants 17 to 22

12.P.Perumal ...12th Respondent/10th Petitioners/
10th Defendants

PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, praying to set aside the fair and decretal order dated 18.06.2018 passed in I.A.No.523 of 2016 in O.S.No.130 of 2015 on the file of Additional District Munsif Court, Sankarankovil by allowing this Civil Revision Petition with cost.

For Petitioner	: Mr.V.Meenakshisundaram for Mr.D.Nallathambi
For Respondents 2 to 4	: Mr.S.Louis
For Respondent No.5	: No appearance
For Respondent No.6	: Mr.M.Murugan Government Advocate
For Respondents 7 to 10	: Mrs.S.Srimathy Special Government Pleader
For Respondent No.11	: Mr.M.Karuppasamy Government Advocate
Respondent No.12	: Notice Dispensed with

**O R D E R**

O.S.No.130 of 2015 was filed by the contesting respondents herein before the Additional District Munsif Court, Sankarankovil, seeking certain reliefs. The subject matter of the suit pertains to the validity of the election that was held on 05.04.2015 for Ariyanayagipuram Hindu Nadar Uravinmurai Uyar Thuvakkapalli and the consequential steps that were taken pursuant to the said election.

2.As per the provisions of Section 15 of Tamil Nadu Societies Registration Act, 1975, the tenure of an elected body can only be three years and not one day more. Therefore, the issues raised in the suit have obviously become infructuous. Therefore, without going into the merits of the matter, the Civil Revision Petition is disposed of by directing the learned trial Munsif to dismiss O.S.No.130 of 2015 as infructuous. It is made clear that the rights of the plaintiffs are left open. It is always open to them to take appropriate proceedings with regard to the events that have taken place later.

3.The learned Counsel appearing for the revision petitioners on instructions gives an undertaking that the revision petitioners will not take the plea that the validity of the election held on 05.04.2015 was not decided.

4.Recording his undertaking, the Civil Revision Petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

Sub Assistant Registrar(CS-I)

To

1. The Additional District Munsif Court,
Sankarankovil.

2.The District Registrar,
Tenkasi,
Tirunelveli District.

3.The District Chief Educational Officer,
Tirunelveli District,

Tirunelveli



4.The District Educational Officer,
Tirunelveli District,
Tirunelveli.

5.The District Elementary Educational Officer,
Tirunelveli District,
Tirunelveli.

6.The Additional Assistant Elementary Educational Officer,
Sankarankovil,
Tirunelveli District.

7.The District Collector,
State of Tamil Nadu,
Collectorate,
Tirunelveli.

ORDER MADE IN
C.R.P.PD[MD]No.1484 of 2018
30.08.2018

mr
TR/RP/SAR-I (01.11.2018) 4P 8C