



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.10.2018

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CORAM :

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

C.R.P. (MD) (PD) No. 2353 of 2018

M. Jegathambal

... Petitioner

/Vs./

S. Maheswaran

... Respondent

Prayer: Civil Revision Petition - filed under Article 227 of the Constitution of India, to set aside the order of the Principal Subordinate Judge, Srivilliputtur dated 04.10.2018 in I.A.No.435 of 2017 in O.S.No.367 of 2010 and grant two weeks time to this petitioner to file objection to the Commissioner's report in the said I.A.No.435 of 2017.

For Petitioner

: Mr.D.Dhana Chandra Prakash

For Respondent

: Mr.S.Michael Hildon Kumar

ORDER

The plaintiff in O.S.No.367 of 2010 on the file of the Principal Sub Court, Srivilliputtur is the revision petitioner herein. A report was filed by the Advocate Commissioner, but copy of the report was not served on the plaintiff in the first instance. Therefore, the learned counsel appearing for the plaintiff sought two days time to file the objections. Since this Court had earlier given a time bound direction, the Court below declined to grant time and closed IA. Hence, this civil revision petition has been filed.

2. Taking note of the facts and circumstances obtaining in this case, this Court sets aside the order impugned in this civil revision petition and permits the petitioner to file her objections to the Advocate Commissioner's report in question.

3. The learned counsel appearing for the petitioner states that she would file objections on or before 31.10.2018.



4. With the above directions and observations, this civil revision petition is allowed. No costs.

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Sd/-
Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar(CS I)

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To

The Principal Subordinate Judge, Srivilliputtur.

1CC TO MR. J. JEYAKUMARAN, ADVOCATE SR 92635

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29 10 2018
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Order made in
C.R.P. (MD) (PD) No. 2353 of 2018