



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 07.09.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CRP(MD)No.204 of 2016 (PD)
and
CMP(MD)No.877 of 2016

- 1.Manickathai
- 2.Seetha
- 3.Minor.Indira
- 4.Minor.Muthulakshmi
- 5.Minor.Gayathiri
- 6.Minor.Sakthivel
- 7.Petchithai
- 8.Ganeshamoorthy
- 9.Sethuraman
- 10.Kannan

(Minor petitioners 3 to 6 are
rep.through their natural guardian
/mother/1st petitioner herein) ... Revision Petitioners

Vs.

M.Udayar (died)

- 1.M.Sivaperumal
- 2.S.Manthiramoorthy
- 3.Rajasekaran
- 4.Petchithai
- 5.Senthamil Selvi



7.Malathi

Raja Udayar (died)

... Respondents

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the fair and decreetal order dated 29.07.2015 passed in I.A No.385 of 2014 in A.S No.110 of 2011 on the file of the Sub Court, Valliyoor.

For Petitioners : Mr.V.Meenakshisundaram
for Mr.D.Nallathambi
For Respondents : Mr.Gregory Retnaraj
for RR 1 to 4 & 7
R5 & R6 disd.vide court order
dated 12.07.18.

ORDER

It is submitted by the learned counsel appearing for the respondents that AS No.110 of 2011 on the file of the Sub Court, Valliyoor was dismissed for default on 21.12.2016 itself. It has not yet been restored till date. Hence, this Civil Revision Petition is dismissed as infructuous. Liberty is given to the revision petitioners to restore this Civil Revision Petition upon the First Appeal being restored. No costs. Consequently, connected miscellaneous petition is also dismissed.

Sd/

Assistant Registrar (CS-I)

/True copy/

Sub Assistant Registrar (CS-IV)

To

The Sub Judge, Valliyoor.

+1cc to Mr.D.Nallathambi, Advocate, SR.No. 83161

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