



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.09.2018

CORAM :

WEB COPY

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN
C.R.P. (MD) No. 2282 of 2016

M. Petchimuthu .. Petitioner / Plaintiff
vs.

Sudalaimuthu .. Respondent / Defendant

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the docket order of return of plaint dated 20.08.2016 in unnumbered O.S.SR.No.525 of 2016 on the file of the Principal Munsif Court, Shencottai and further direct the Principal District Munsif, Shencottai to number the plaint in unnumbered O.S.SR.No.525 of 2016.

For Petitioner : Mr.N.Sankar Ganesh
For Respondent : No appearance

ORDER

The revision petitioner filed O.S.SR.525 of 2016 before the Principal District Munsif, Shencottai to recover a certain sum of money from the respondent. Since the plaintiff did not enclose any supporting documents, the plaint was not numbered. Challenging the order returning the plaint, this Civil Revision Petition has been filed.

2. This Court is of the view that the Court below can very well number the plaint and leave it to the respondent to raise his objection upon entering appearance.

3. In this view of the matter, the order returning the plaint is set aside. The Court below shall number the plaint, if it is otherwise in order. This Civil Revision Petition is allowed. No Costs.

4. The Registry shall return the original plaint to the learned counsel for the petitioner for re-presentation before the Court below.

Sd/-

Assistant Registrar (CS-III)

// True Copy //



To

1. The Principal District Munsif,
Shencottai.

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

3. The Section Officer,
E.R. Section,
Madurai Bench of Madras High Court, Madurai.
(return the original plaint to the learned counsel
for the petitioner for re-presentation
before the Court below)

+1 CC To MR.N.SANKAR GANESH, Advocate SR. NO. 86439

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PJL

TR/RP/SAR-IV(08.11.2018) 2P 6C