



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P. (PD) (MD) No.796 of 2016

and

C.M.P. (MD) No.4012 of 2016

A.Pinnathevan

...Petitioner / 3rd Defendant

-vs-

- 1.Minor Sarukesh
- 2.Minor.Vishwa
- (Respondents 1 & 2,
Rep.by Mrs.Kalaiyarsi 3rd Respondent herein)
- 3.Kalaiyarasi ...Respondents / Plaintiffs
- 4.A.Kannan
- 5.A.Sathish Kumar
- 6.B.Rajapandian
- 7.B.Neethi
- 8.T.Kasipandi
- 9.J.Saraswathi
- 10.P.V.Vijayalakshmi
- 11.O.Parthiban
- 12.S.Pothuraja
- 13.B.Lakshmi
- 14.M.Rekha
- 15.K.Subbaiah
- 16.P.Venkatraman
- 17.N.Rajapandi
- 18.K.Kattapomman
- 19.C.Chinnavellai
- 20.C.Thangapandi
- 21.C.Palaniyammal
- 22.S.Elamaran
- 23.A.Sivakumar
- 24.R.Mohan
- 25.V.Muthupandiyammal
- 26.P.Jeyaram
- 27.U.Kasimayan
- 28.U.Perumal
- 29.D.Jeyabalan
- 30.G.Neethipathi
- 31.N.Poongavanam
- 32.S.Kasipandi
- 33.M.Kasimayan
- 34.P.Ravi



35.C.Selvarani
36.S.Palraj
37.P.Panchavarnam
38.M.Ayyakalai
39.M.Jeyakodi @ Veerammal
40.S.Seemairaja
41.K.Muthulakshmi
42.B.Occhammal
43.S.Dharmaraj

...Respondents /Defendants
1,2,4 to 41

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India praying to strike of the plaint in O.S.No.227 of 2015, on the file of District Munsif Court, Usilampatti, Madurai District dated 26.11.2015.

For Petitioner : Mr.K.R.Laxman
For R1 to R3 : Mr.M.Meenal Pandian
For R7 : Mr.V.Maharajan
For R16 : Mr.P.T.S.Narendravasan
For RR4 to 6, 8,
10 to 16, 18, 20,
23, 24, 26 to 28,
31, 35, 38 & 39 : No Appearance
41 & 42

ORDER

The revision petitioner is the defendant in O.S.No.227 of 2015 on the file of the District Munsif Court, Usilampatti, Madurai.

2.This Civil Revision Petition has been filed to strike of the plaint itself. I am of the view that the petitioner can avail the remedy under Order VII Rule 11 CPC r/w 151 of CPC. Leaving all the contentions of the revision petitioner open, liberty is given to the revision petitioner to file such an application within a period of two weeks from the date of receipt of a copy of this order. The Court below shall take up and dispose of the same within a period of four weeks, thereafter in accordance with law after giving notice to all the contesting parties. Till such time ,the suit proceedings shall be put on hold.

3.This Civil Revision Petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar(CO)

/True Copy/



To:

WEB COPY

1.The District Munsif Usilampatti,
Madurai.

2. The Record Keeper,
V.R.Section,
Madurai Bench of Madras High Court,
Madurai.(2 copies)

+1CC TO MR.K.R.LAXMAN, ADVOCATE IN SR.NO.80305.

TA

DS PM SAR-2 10.10.2018 3P/5C

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