

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.02.2019

CORAM :

THE HON'BLE MS. JUSTICE P.T.ASHA

C.R.P. (NPD) No.763 of 2019

and

C.M.P. No.5004 of 2019

E.Magudapathi

... Revision Petitioner

Vs.

E.Karuppusamy

... Respondent

PRAYER: Civil Revision Petition filed under Section 115 of the Code of Civil Procedure to set aside the order dated 01.10.2018 passed in E.A.No.95 of 2018 in E.P.No.8 of 2017 in O.S.No.119 of 2014 on the file of the Court of the Subordinate Judge at Gobichettipalayam.

For Petitioner : Mr.R.Vijayan

ORDER

The above Civil Revision Petition has been filed, challenging the order passed in E.A.No.95 of 2018 in E.P.No.8 of 2017 in O.S.No.119 of 2014 on the file of the Subordinate Court, Gobichettipalayam.

2.The said application has been filed to summon the Manager of the L.I.C. Housing Finance and to mark certain documents on the side of the

Judgment Debtor. The suit has attained its finality and the matter is pending for execution. At this stage, the petitioner has come forward the application, which has been rightly dismissed by the learned Subordinate Judge, Gobichettipalayam. The Court has held that, it is very much open to the Judgment Debtor to prove the same, by filing necessary documents and there is no necessity to issue summons to the Manager of the LIC Housing Finance.

3.I find no infirmity in the order passed by the learned Judge and therefore, this Civil Revision Petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

27.02.2019

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Index : Yes / No

Internet : Yes / No

Speaking order / Nonspeaking order

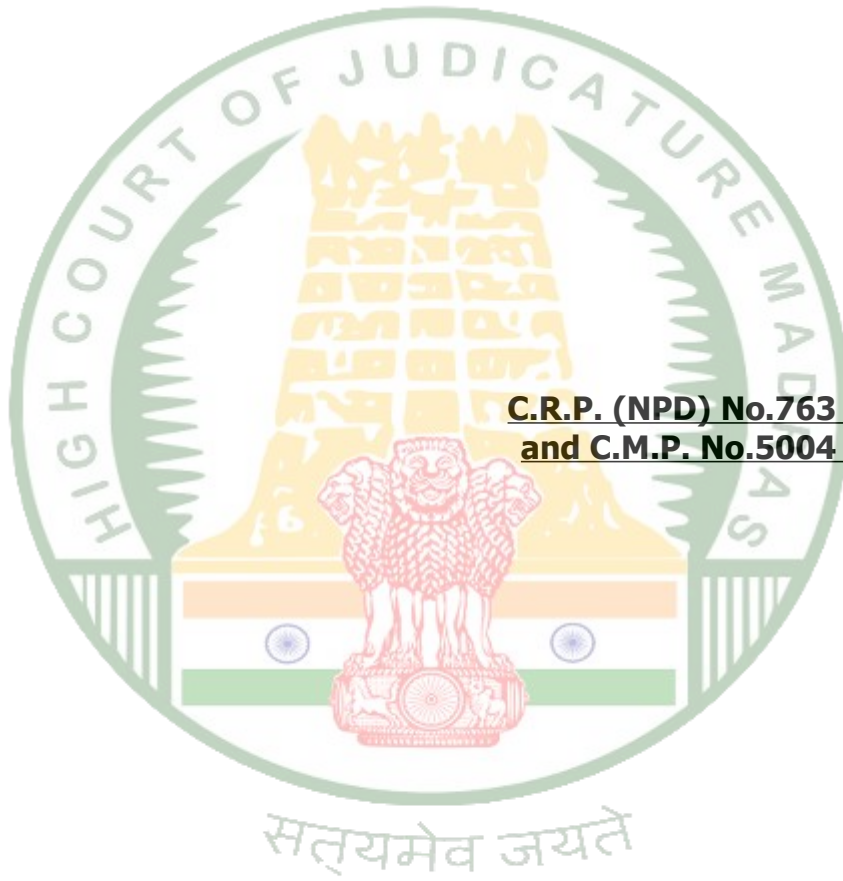
To

The Subordinate Judge,
Subordinate Court,
Gobichettipalayam

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P.T.ASHA, J.

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