

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.09.2019

CORAM :

The HON'BLE MR.JUSTICE M.DURAIWAMY

C.R.P.(PD).No.2181 of 2010
and M.P.No.1 of 2010

N.Aanai Muthu

... Petitioner

Vs.

1.Kanagha Rathinam
2.Minor Nithish Kumar
rep by his mother and natural guardian
Kanagha Rathinam
3.A.Thirupathivasan
4.Thaiyal Nayahi
5.Minor Renukadevi
6.Minor Durka Devi
7.Minor Manikandan
respondents 5 to 7 represented
by their court guardian K.Partheepan ... Respondents

Petition filed under Article 227 of the Constitution of India against the fair and decreetal order dated 23.04.2010 made in I.A.No.116 of 2010 in O.S.No.20 of 2010 on the file of the District Munsif, Rasipuram.

For Petitioner : Mr.P.Mathivanan

For Respondents : Not ready in notice

ORDER

Mr.P.Mathivanan, learned counsel appearing for the petitioner submitted that the suit in O.S.No.20 of 2010 on the file of the District Munsif, Rasipuram itself has been dismissed for non-prosecution on 23.01.2018, therefore, the Civil Revision

M. DURAISWAMY,J.

va

Petition has become infructuous. Further, the learned counsel submitted that in the event of the suit being restored to file, liberty may be given to the petitioner to revive the Civil Revision Petition. The learned counsel also made an endorsement to that effect.

2.In view of the submission made by the learned counsel for the petitioner, the Civil Revision Petition is dismissed as infructuous and liberty is given to the petitioner to revive the Civil Revision Petition in the event of the suit in O.S.No.20 of 2010 on the file of the District Munsif, Rasipuram being restored to file. No costs. Consequently, the connected miscellaneous petition is closed.

Index : Yes/No

Internet : Yes

Speaking /Non Speaking Order सत्यमेव जयते
va

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To

1.The District Munsif, Rasipuram

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