

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.02.2019

CORAM :

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

C.R.P(PD)No.3323 of 2013

and

M.P.No.1 of 2013

The Coimbatore Golf Club,
rep by its Honorary Secretary, Chetipalayam Road,
Coimbatore-641 201. .. Petitioner

Vs.

S.K.Mehta .. Respondent

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order dated 17.12.2012 made in I.A.No.91 of 2011 in O.S.No.1026 of 2010 on the file of the III Additional Subordinate Judge, Coimbatore.

For Petitioner : Mr.K.Venkatasubban
for M/s.Sarvabhauman Associates

For Respondent : Mr.P.Veena Suresh

ORDER

This Civil Revision Petition has been filed against the dismissal of the application filed under Order 7 Rule 11 and Section 151 C.P.C., rejecting of plaint.

N.SATHISH KUMAR, J.

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2. It is stated by the learned counsel appearing for the revision petitioner that the substantial portion of the evidence is already over and the suit in O.S.No.1026 of 2010 itself is posted for defendant's evidence and they have also raised the issues raised in the suit.

3. In view of the same, all the issues can be raised in the suit itself. Hence the Civil Revision Petition is dismissed as infructuous and the learned III Additional Subordinate Judge, Coimbatore is directed to dispose of the suit within a period of four months from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petition is closed.

सत्यमेव जयते **11.02.2019**

Index: Yes/No
Speaking/ Non-Speaking
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To

1. The III Additional Subordinate Judge, Coimbatore.
2. The Section Officer, VR Section, Madras High Court.

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