

C.R.P.(NPD) Nos. 3992, 3993, 3995, 3998,
3999, 4000, 4002, 4003, 4004 and 4012 of 2013

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :27.11.2019

CORAM :

THE HON'BLE MR. JUSTICE M.DURAI SWAMY

C.R.P.(NPD) Nos. 3992, 3993, 3995, 3998,
3999, 4000, 4002, 4003, 4004 and 4012 of 2013

1. District Forest Officer,
Salem and Namakkal.

2. State of Tamil Nadu,
Rep. By District Collector,
Namakkal.

... Petitioners in both C.R.Ps

V.

सत्यमेव जयते

Perumayee	... Respondent in C.R.P.No.3992/2013
Mani	... Respondent in C.R.P.No.3993/2013
Ponnusamy	... Respondent in C.R.P.No.3995/2013
Manickam	... Respondent in C.R.P.No.3998/2013
Arunachalam	... Respondent in C.R.P.No.3999/2013
Paramasivam	... Respondent in C.R.P.No.4000/2013
Subramani	... Respondent in C.R.P.No.4002/2013

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Sarasu	... Respondent in C.R.P.No.4003/2013
Periyasamy	... Respondent in C.R.P.No.4004/2013
Govindaraj	... Respondent in C.R.P.No.4012/2013

C.R.P.No.3992/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.218 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.3993/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.226 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.3995/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.231 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.3998/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.465 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

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C.R.P.No.3999/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.501 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.4000/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.504 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.4002/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.518 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.4003/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.544 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.4004/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.596 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

C.R.P.No.4012/2013 : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed by the Additional District Judge, Fast Track Court, Namakkal in I.A.No.749 of 2006 in Unnumbered C.M.A. of 2006, dated 23.06.2011.

For Petitioners : Ms.Thangavadhana Balakrishnan
Additional Government Pleader(F)

For Respondents : No Appearance in all CRPs

COMMON ORDER

Challenging the fair and final orders dated 23.06.2011 passed in Interlocutory Applications in I.A. Nos 218, 226, 231, 465, 501, 504, 518, 544, 596 and 749 of 2006 in Unnumbered C.M.A. Of 2006, on the file of the Additional District Judge, Fast Track Court, Namakkal, the petitioners have filed the above Civil Revision Petitions.

2. There was a delay of more than 1000 days in filing the appeals before the Additional District Court, Fast Track Court, Namakkal,

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challenging the orders passed by the Forest Settlement Officer, Attur.
The relevant F.S.C. Numbers and the date of the orders passed by the
Forest Settlement Officer are tabulated as follows:-

C.R.P.Nos.	I.A.Nos.	F.S.C.Nos.	Date of the F.S.C. Order
3992/2013	218/2006	226/2002	26.03.2002
3993/2013	226/2006	234/2002	26.03.2002
3995/2013	231/2006	239/2002	26.03.2002
3998/2013	465/2006	483/2002	27.03.2002
3999/2013	501/2006	520/2002	27.03.2002
4000/2013	504/2006	523/2002	27.03.2002
4002/2013	518/2006	537/2002	27.03.2002
4003/2013	544/2006	564/2002	27.03.2002
4004/2013	596/2006	616/2002	27.03.2002
4012/2013	749/2006	865/2002	03.06.2002

3. In the affidavit filed in support of the applications, the
petitioners have stated that they found it very difficult to trace and go
through the fifty years case records and hence, there is a delay of more
than 1000 days in filing the appeals.

4. Though notices sent to the respondents were duly served and their names have been printed in the cause list, none appeared on their behalf.

5. The learned Additional Government Pleader (F) appearing for the petitioners submitted that in identical state of facts, this Court in a batch of Civil Revision Petitions in C.R.P.Nos.4150 of 2011 etc. batch, by order dated 21.11.2013, allowed the Civil Revision Petitions and condoned the delay in filing the appeals. The Additional Government Pleader (F) produced a copy of the order passed by this Court in the batch of Civil Revision Petitions.

6. Since the facts leading to the filing of these Civil Revision Petitions are identical to the batch of Civil Revision Petitions, which were already allowed, following the order passed by this Court in the batch of Civil Revision Petitions dated 21.11.2013, the fair and final orders passed by the Additional District Court, Fast Track Court, Namakkal, are set aside

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and the applications in I.A. Nos 218, 226, 231, 465, 501, 504, 518, 544,
596 and 749 of 2006 are allowed. The Civil Revision Petitions are allowed.
No costs.

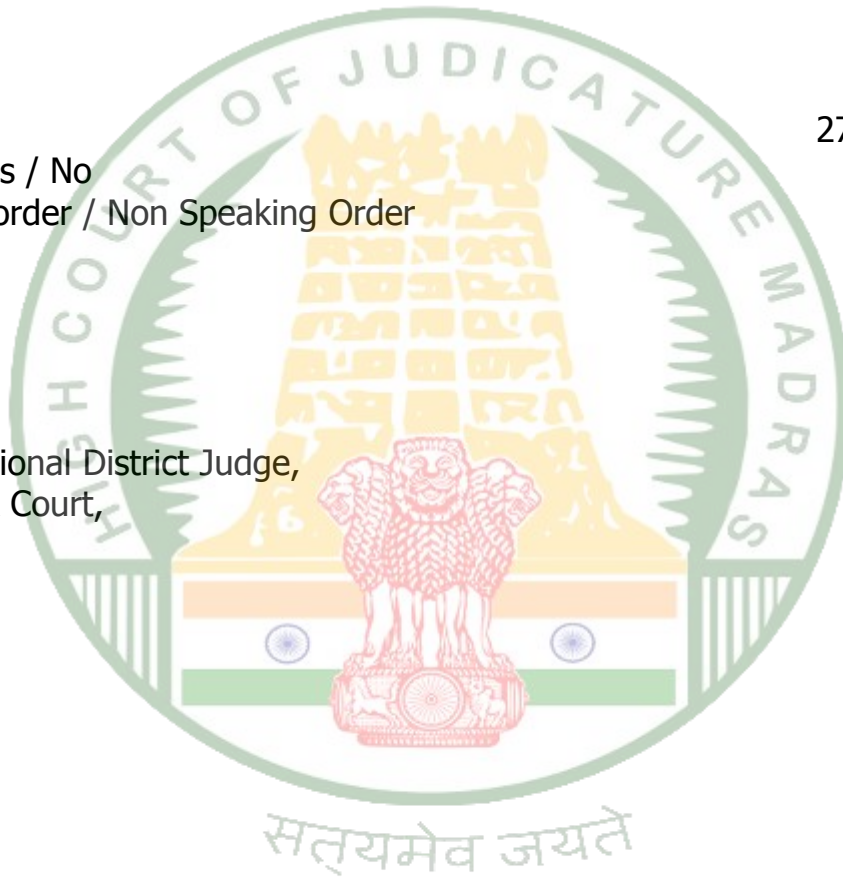
27.11.2019

Index : Yes / No
Speaking order / Non Speaking Order

Rj

To

The Additional District Judge,
Fast Track Court,
Namakkal.



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M.DURAI SWAMY, J.

Rj



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