

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.05.2019

CORAM

THE HON'BLE MR. JUSTICE P.D. AUDIKESAVALU

C.R.P. No. 1777 of 2019

and

C.M.P. No. 11532 of 2019

Athisayaraj ... Petitioner/Plaintiff/Petitioner

-vs-

1. The Pastor Cum Chairman,
Arcot Lutheran Church,
Carmel Church,
Tiruvannamalai.
2. The Secretary,
Arcot Lutheran Church,
Carmel Church,
Tiruvannamalai.
3. Hubert Dhanasundaram
4. J. Deivaneethi
5. Aanand Basakaran
6. V. Jacob Ebeneser
7. Rajkumar Thambu
8. Selvi Mary Latha
9. V. Jenci Devasena
10. Yesu Devadas
11. T.R. Peter Kirubakaran
12. S. Alice Vinolia ... Respondents/Defendants/Respondents

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, praying to grant ad-interim injunction by setting aside the Docket order of the Subordinate (Vacation) Judge's Court at Tiruvannamalai, dated 06.05.2019 in I.A.No. 9 of 2019 in O.S.No. 3 of 2019.

For Petitioner : Mr. P. Valliappan

For Respondents: Mr. R. Rajarajan (for R1)
No appearance (for R2 to R12)

O R D E R

When it is pointed out by the Learned Counsel for the Petitioner that the Petitioner cannot be aggrieved by the impugned order passed by the Trial Court in which notice has been ordered to the Third to Twelfth Respondents and the First and Second Respondents have been granted time for filing counter, the Learned Counsel sought to withdraw the Civil Revision Petition and has made an endorsement as follows:-

"The Petitioner may be permitted to withdraw the C.R.P. With liberty to raise all issues before the Trial Court in I.D. And suit."

Accordingly, the Civil Revision Petition is dismissed as withdrawn. However, it is made clear that any of the decision taken by the Defendants pursuant to the proceedings challenged in the suit shall subject to the further orders to be passed in the proceedings in the Court below and this Court has not expressed any view on the rival contentions of the parties. Consequently, the connected Miscellaneous Petition is closed. No costs.

Sd/-

Assistant Registrar(V.O)

//True Copy//

Sub Assistant Registrar

vjt/vji/ay

To

1. The Subordinate (Vacation) Judge's Court,
Tiruvannamalai

+1 c to Mr.P.Valliappan, Advocate, Sr.No. 44224

CSL/27.05.2019

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