

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.02.2020

CORAM

THE HONOURABLE MR. JUSTICE V.BHARATHIDASAN

C.R.P.PD.No.365 of 2020

A. Imran

... Petitioner

Vs.

1. Selvi

2. Chitra

3. K.Kuppusamy

4. Kasha

5. J.M.A. Hussain

6. Salima

7. J.M. Aarun

... Respondents

Prayer :- This Civil revision has been filed under Article 227 of the Constitution of India to direct the learned Subordinate Judge, Thirupathur to hear and dispose of the suit in O.S.No.158 of 2015 within a reasonable time .

For petitioner

: Mr. AL.Ganthimathi

ORDER

This Civil Revision Petition has been filed seeking a direction to dispose the suit in O.S.No.158 of 2015 pending on the file of the Subordinate Court, Thirupathur.

2. In view of the order being passed in the revision petition, notice to the respondent is dispensed with.

3. The petitioner herein is the 6th defendant in the suit. The suit has been filed by the respondents 1 to 3 for partition and separate possession in the year 2015 and the plaintiffs have also obtained an order of interim injunction against the defendants. Thereafter, for more than 4 years, the plaintiffs are filing unnecessary applications and delaying the proceedings. According to the petitioner, now the entire pleadings had been over and the suit is also ripe for trial, however, without conducting trial, the suit is adjourned periodically. Hence, the present revision has been filed.

4. Considering the limited prayer sought in the revision, without going into the merits of the case and also the fact that the suit is pending from the year 2015, the learned Subordinate Judge, Tiruppathur, is directed to dispose the O.S.No.158 of 2015 within a period of six(6) months from the date of receipt of a copy of this order, after giving opportunity to both the parties, on merits and in accordance with law.

5. With the above directions, this Civil Revision Petition is disposed of. No costs.

03.02.2020

mrp

Index : Yes/No

Internet : Yes/No

Speaking order/non speaking order

Note : Issue order copy on 12.02.2020

To

The Subordinate Judge, Thirupathur

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V.BHARATHIDASAN, J.,

mrp



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