

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.07.2021

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

C.R.P.(N.P.D).No.2799 of 2018
and C.M.P.No.16381 of 2018

1. T.I.Royappa
2. T.I.Irudayaraj ... Petitioners

Vs

1.A/M.Asala Guru Punithappy Subramania
Swamigal Mutt,
Neelamangalam Village, Madurantakkam Taluk,
Represented by its Executive Engineer,
A/M.Kothandaramasamy Temple,
Madurantakkam Taluk, Kancheepuram District.

2. A.N.Sivarama Brahman
3. A.N.Hariprasad
4. A.N.Veerasingam
5. Dilip Nensey Bhatia ... Respondents

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the fair and decreetal order dated 24.07.2017 made in O.S.No.3 of 2008 on the file of the District Munsif, Madurantakkam, holding that it has territorial jurisdiction to try the suit in respect of suit item No.1 to 3 properties while deciding the preliminary issue by allowing this Civil Revision Petition.

For Petitioners	: Mr.J.Amirtha Sarayoo
For R1	: Mr.K.Hariharan
For R2	: Notice served
For R3	: Died (Steps due)
For R4	: Mr.R.Selvakumar
For R5	: Not ready in notice

ORDER

Today, when the Civil Revision Petition is taken up for hearing, the learned counsel for the petitioners seeks permission of this Court to withdraw the petition.

2. In view of the submission made by the learned counsel for the petitioners, the Civil Revision Petition is dismissed as withdrawn. The petitioners are at liberty to file an appeal as against the Judgment and Decree passed in O.S.No.3 of 2008 dated 24.07.2017. It is made clear that the period of pendency of the Civil Revision Petition may be excluded while calculating the limitation to file the appeal suit as per Section 14 of the Limitation Act. Consequently connected miscellaneous petition is closed. No costs.

Index: Yes/No
Internet: Yes/No
Speaking Order: Yes/No
Lpp

13.07.2021

To

The District Munsif,
Madurantakkam.

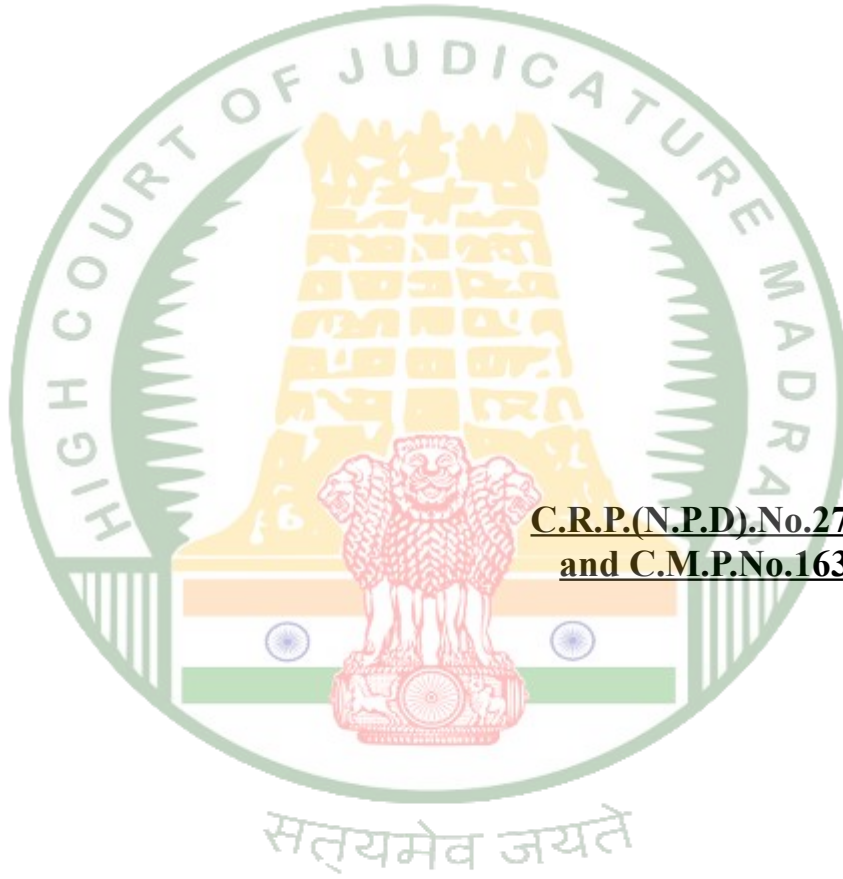


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G.K.ILANTHIRAIYAN,J.

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