



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Monday, the Twenty Second day of August Two Thousand and Twenty Two

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PRESENT

The Hon`ble Mr. Justice P. VELMURUGAN

AS (MD) . No.124 of 2021

Ravikumar ... Appellant/Ist Defendant

Vs

1 Sudha ... I st Respondent/Plaintiff

2 Sumathi ... 2nd Respondent/2nd Defendant

Prayer :-

This Appeal Suit filed under section 96 of C.P.C., to set aside the judgment and decree passed in OS No.103 of 2016 on the file of the Principal District Judge, Dindigul dated 27.11.2020 and thus render justice.

ORDER:-

This Petition coming on for orders on this day and upon perusing earlier order of this Court dated 08.04.2022, and direct the Court below to dispose the of the Case in IA No.87 of 2021, to extend the period of three months, and the requisition letter dated 10.08.2022 in D.No.6847 of 2022, submitted by the Principal District Judge, Dindigul, this Court made the following order:

A perusal of the report filed by the learned Principal District Judge shows that for want of Commissioner's report, the matter is pending. It is unfortunate to say that either the Commissioner appointed by the trial Court or the trial Court failed to note that while disposing the matter, this Court has given a direction to the trial Court to conclude the case on merits and in accordance with law, within a period the six months from the date of receipt of a copy of the order. However, as usual with lethargic attitude both the trial Court and the Commissioner are taking their own time to dispose of the case.

2. This type of practice is highly contemptible. Though this Court is not satisfied with the report filed by the learned Principal District Judge, in order to give one more chance to both the Commissioner and also the trial Court, this Court is inclined to grant three months time to comply with the exercise, including to dispose the matter on merits. Accordingly, three months time is



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granted and the same will not be extended further. If ast seeking extension of time is made before this Court in future, the same will be viewed seriously and the Commissioner and the trial Court would be at task.

Sd/-

Assistant Registrar(CS-III)

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/ /2022

Sub Assistant Registrar(CS)

Myr

TO
The Principal District Judge,
Dindigul

ORDER DATED : 22/08/2022

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ORDER
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Giving direction and etc.
as stated within.

SP (CO)
TR(29.08.2022) 2P 2C