



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 08.10.2021

CORAM

WEB COPY

THE HONOURABLE MRS. JUSTICE R. THARANI

C.M.A.(MD)No.531 of 2017

and

C.M.P.(MD)No.5673 of 2017

V.Renjith Singh

.. Appellant / Petitioner

Vs.

Leema

.. Respondent / Respondent

Prayer: This Civil Miscellaneous Appeal is filed under Section 55 of Indian Divorce Act, 1869, to set aside the order and decretal order dated 27.07.2016 made in D.O.P.No.342 of 2011, on the file of the learned District Judge, Kanniyakumari at Nagercoil.

For Appellant	: Mr.C.Kishore
For Respondent	: Mr.J.Ashok

JUDGMENT

It is seen that as agreed by the learned counsel, the appellant husband deposited a sum of Rs.2,70,000/- (Rupees Two Lakhs and Seventy Thousand only) in M.C.No.277 of 2011, before the Family Court, Thiruvananthapuram and he has deposited a sum of Rs.10,000/- (Rupees Ten Thousand only) towards litigation charges in I.D.O.P.No.342 of 2011, on the file of the learned District Judge, Kanyakumari. The respondent wife is permitted to withdraw a sum of Rs.10,000/- (Rupees Ten Thousand only) before the District Court, Nagercoil, which was deposited by the appellant.

2.In view of the same, the order passed by the learned District Judge, Nagercoil in I.D.O.P.No.342 of 2011 dated 27.07.2016 is set aside and the case is remitted back to the District Court for disposal in accordance of law. The learned District Judge, Nagercoil is hereby directed to dispose of the case within a period of three months from the date of receipt of copy of this order. Both the parties are directed to cooperate with the trial.

<https://hcservices.courts.gov.in/hcservices/> 3.Within the above direction, this Civil Miscellaneous Appeal is



closed. Consequently, connected miscellaneous petition is closed.
No Costs.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Mrn

Note : In view of the present lock down owing to COVID - 19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1.The District Judge,
Kanniyakumari District at Nagercoil.

Copy to

1.The Judge, Family Court,
Thiruvananthapuram.

2.The Section Officer,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.C.KISHORE, Advocate (SR-31883[F] dated 11/10/2021)
+1 CC to M/s.J.ASHOK, Advocate (SR-31783[F] dated 08/10/2021)

C.M.A. (MD)No.531 of 2017
08.10.2021

MMS (CO)
SB(06.12.2021) 2P 7C