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C.R.P.(PD) No.1046 of 2022
and C.M.P. No.5357 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.04.2022

CORAM: JUSTICE N.SESHASAYEE

C.R.P. (PD) No.1046 of 2022 and
C.M.P. No.5357 of 2022

1.Amuthavalli
2.Arunprakash
3.Mohanapriya

... Petitioners

VS

1.Sundhari

2.The Accounts Manager
Accounts Centre
Mines-II, NLC India Ltd.,
Neyveli Town

3.The President
NLC India Employer
Co-operative Society
Division-12, Neyveli Town

... Respondents

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India to set aside the order dated 30.11.2021 passed in I.A. No.448 of 2021 in O.S. No.524 of 2021 on the file of Sub Court, Neyveli.

For Petitioners : Mr.K.Jayakumar

For Respondents : Mr.M.Selvam



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ORDER

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In a suit for money, the revision petitioners are arrayed as defendants and have been served with notice to furnish security in an application taken out under Order XXXVIII Rule 5 in I.A. No.448 of 2021.

2. Heard both sides and perused the materials available on record.

3. This court finds that only notice has been ordered and no order affecting the rights of the revision petitioners has been made yet. The learned counsel for the respondent also informs the court that a counter has been filed by the revision petitioners before the trial court in the aforesaid application.

4. It appears that the revision petitioners are in jittery and have rushed to the court with this revision, when no right, whatsoever of the revision petitioners has been affected by any judicial proceedings. A show-cause notice can never be considered as one affecting the right of the revision petitioners and now the revision petitioners have filed their counter, they will now get an opportunity to show cause to the notice they have received. The revision petition is premature, and hence it cannot be entertained.



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5. Accordingly, the revision petition is dismissed. However, there shall be no order as to costs. Consequently, the connected civil miscellaneous petition is closed.

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Asr

To
The Sub Court, Neyveli



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N.SESHASAYEE, J.

Asr

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