



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.04.2022

CORAM

THE HON'BLE MR. JUSTICE A.A.NAKKIRAN

REV.APLC(MD)No.59 of 2022
& CMP. (MD)No.2313 of 2022

in S.A. (MD)No.420 of 2021
&CMP(MD) .No.5568 of 2021

Mumtaj Begam (Died)

- 1.Hajiral Banu
- 2.Abdul Rahman
- 3.Sithik Ali
- 4.Subaithal Banu

...Applicants/Appellants

Vs.

- 1.Mariappan
- 2.Santha Mariappan

Sakthi Mariappan (died)

- 3.Selvamari
- 4.Jabar Mohamed KasimBeer
- 5.Kanagaraj

Sundarraaj (died)

- 6.Suresh Kumar
- 7.R.Chandrasekar
8. V.Esaakkiammal
9. V.Sabarishwari

...Respondents/Respondents

Prayer:- Review Application filed under Order XLVII Rule 1 of CPC r/w. Section 114 of CPC to review the order dated 17.11.2021 made in S.A. (MD)No.420 of 2021.

For Appellants : Mr.V.Kannan
For Respondents : No appearance

JUDGMENT

The appellants in S.A.(MD)No.420 of 2021 has filed this review application for reviewing the order dated 17.11.2021 made in the above application. The facts of the case has been narrated in detail in the order under review and hence, it is not necessary to restate the facts once again.



2. This Court, after considering the facts and circumstances of the case, has dismissed the appeal and the applicant has filed this application seeking review of the said order dated 17.11.2021.

3. Heard the learned counsel for the applicants/appellants.

4. The review application has limited purpose and cannot be allowed to be "an appeal in disguise". The review is by no means an appeal in disguise whereby an erroneous decision is reheard and corrected but lies only for patent error.

5. The applicant under the guise of this review application wants to re-agitate the matter once again afresh and in the light of the settled position of law, it is impermissible. There is no mistake or error apparent on the face of the order under review and this Court finds no merit in the review application and therefore, the review application is dismissed at the admission stage itself. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

gv

TO:

1.The Additional Sub Judge,
Tirunelveli.

2.The Principal District Munsif,
Tirunelveli.

+1 CC to M/s.V. KANNAN, Advocate (SR-18052[F] dated 12/04/2022)

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