



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.04.2022

CORAM

THE HONOURABLE MRS.JUSTICE S. ANANTHI

C.R.P (PD) (MD) .No. 860 of 2022
and CMP(MD)No.3439 of 2022

WEB COPY

1.P.Selvi

2.P.Raja

3.P.Prabhu

... Petitioners/Petitioners/Defendants

Vs

R.Balamurugan

... Respondent/Respondent/Plaintiff

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India to set aside the fair and decreetal order, dated 26.11.2021 made in I.A.No.1 of 2020, in O.S.No.569 of 2014, on the file of the II Additional Subordinate Judge, Tiruchirappalli.

For Petitioners : Mr.A.John Vincent

ORDER

This Civil Revision Petition has been filed by the revision petitioner to set aside the fair and decreetal order, dated 26.11.2021 made in I.A.No.1 of 2020, in O.S.No.569 of 2014, on the file of the learned II Additional Subordinate Judge, Tiruchirappalli.

2.Heard the learned counsel appearing for the petitioner and perused the materials available on record.

3.I.A.No.1 of 2020 was filed by this petitioner/defendant to send for the document ie., suit pronote for comparison of signature of Late Paneerselvam, to Forensic Department. Already the petitioner was set exparte and the petition to set aside exparte decree was filed by the petitioner, belatedly after four years with written statement. In the written statement filed by the petitioner, he has simply denied the execution of pronote and not disputed the signature of late Paneerselvam and no contemporary documents filed along with this petition. Now, the case after hearing both side evidence, posed for Judgment.



4.In view of the above, the trial Court has rightly dismissed the petition and this Court finds no valid reason to interfere with the order passed by the Court below.

5.Accordingly, this Civil Revision Petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (Records)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

PNM

To

1.The II Additional Subordinate Judge, Tiruchirappalli.

2.The Record Keeper,
Vernacular Section, Madurai Bench of Madras High Court,
Madurai.

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MGJ(06.05.2022) 2P 4C