



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2022

CORAM

WEB COPY

THE HONOURABLE **MR.JUSTICE KRISHNAN RAMASAMY**

C.R.P(PD) (MD)No.858 of 2018

and

C.M.P(MD)No.3745 of 2018

1.TTC.Cheran

2.Gopalakrishnan

3.Sivarajan

4.Chellamani

... Petitioners/Petitioners/Defendants

Vs.

S.Chellan

.... Respondent/Respondent/Plaintiff

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India praying this Court to call for the records relating to the fair and decretal order made in I.A.No.42 of 2018 in O.S.No.47 of 2017, dated 07.03.2018, on the file of District Munsif, Lalgudi and to set aside the same.

For Petitioners :Mr.R.Sundar Srinivasan  
For Respondent :Mr.J.Jeyakumaran

### **O R D E R**

Heard Mr.R.Sundar Srinivasan, learned counsel appearing for the petitioner and Mr.J.Jeyakumaran, learned counsel for the respondents.

2.The revision petitioners are the defendants in the suit and the respondent/plaintiff has filed a suit in O.S.No.47 of 2017 before the District Munsif, Lalgudi, for perpetual injunction. Thereafter, in the said suit, the revision petitioners/defendants filed an application in I.A.No.42 of 2018 seeking to appoint an Advocate Commissioner. The said I.A was dismissed. Challenging the order of dismissal of I.A., the defendants have filed the present civil revision petition. When the matter is taken up for hearing today, the learned counsel for the petitioner submitted that during the pendency of the civil revision petition, the said suit was



dismissed on 06.02.2020. Hence, nothing survives for adjudication in this matter.

3. In view of the submission made by the learned counsel for the petitioner, this Civil Revision Petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (Writs)

// True Copy //

/ /2022

Sub Assistant Registrar (CS)

To

1. The District Munsif,  
Lalgudi.

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

+1 CC to M/s.R.SUNDAR SRINIVASAN, Advocate (SR-12849[F] dated 18/03/2022)

ORDER MADE IN  
C.R.P (PD) (MD) No.858 of 2018  
and  
C.M.P (MD) No.3745 of 2018  
17.03.2022

NS

MS/28.03.2022/2P.5C