



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.02.2022

CORAM

WEB COPY

THE HONOURABLE MRS.JUSTICE S. ANANTHI

C.R.P (MD) .No.1231 of 2018 and
CMP (MD) .No.5222 of 2018

1.K.V. Lakshmiammal
K.K.Viswanathan (died)
2.Ramesh
3.Suresh
4.Ananthi
5.Santhi
6.Rani

: Petitioners/ Petitioners 1,3 to 7/
Petitioners 1,3 to 7

Vs

Arulmigu Thirupparankundaram Subramaniaswamy
Thirukoil Devasthanam
rep. by its Executive Officer,
Thirupparankundram,
Madurai - 625 005.

: Respondent/ Respondent/ Defendant

PRAYER:- Civil Revision Petition filed under Article 227 of the Constitution of India against the fair and executable order dated 21.03.2018 passed in I.A.No.3 of 2017 in O.S.No.1 of 2017 by the Subordinate Court, Thirumangalam (I.A.No.289 of 2016 in O.S.No.135 of 2007 on the file of the II Additional Subordinate Court, Madurai)

For petitioners : Mr. T.R. Jeyapalam

For respondent : Mr. S. Manohar

ORDER

This Civil Revision Petition is filed by the revision petitioners / plaintiffs to set aside the order dated 21.03.2018 passed in I.A.No.3 of 2017 in O.S.No.1 of 2017 on the file of the Subordinate Court, Thirumangalam.

2. The said Interlocutory Application filed by the revision petitioners / plaintiffs to withdraw the suit in O.S.No.1 of 2017 with liberty to file a fresh suit and the same was dismissed by the



learned Subordinate Judge, Thirumangalam.
present revision is filed.

Against which the

3. The learned counsel appearing for the revision petitioners would submit that subsequent to the filing of the revision, on 24.11.2021 the suit was withdrawn and the fresh suit filed on different cause of action in O.S.No.417 of 2021 on the file of the IV Additional District Judge, Madurai, which is also pending. Hence, nothing survives for adjudication in this revision.

4. In view of the said submission, the Civil Revision Petition is dismissed as infructuous. No costs. Consequently, the connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(writs)

/TRUE COPY/

/ /2022

Sub Assistant Registrar(CS)

trp

To

1 The IV Additional District Judge,
Madurai.

2 The Subordinate Court,
Thirumangalam

+1 CC to M/s.S.MANO HAR, Advocate (SR-7186[F] dated 18/02/2022)

C.R.P(MD).No.1231 of 2018 and
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17.02.2022

MK/25.02.2022/2P/4C