



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **08.04.2022**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

C.R.P (MD)No.2512 of 2017

and

C.M.P (MD)No.11802 of 2017

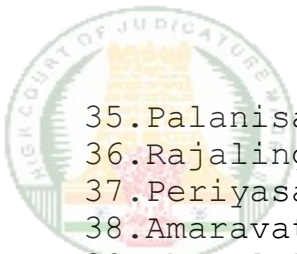
WEB COPY

- 1.Vairamuthu
- 2.Kanagaraj
- 3.Sakthivel
- 4.Senthilkumar

... Petitioners/
Respondents/Plaintiffs

Vs.

- 1.R.Manickam
- 2.R.Eswaramoorthy
- 3.Sankar
- 4.Maruthanayagam
- 5.T.V.M.Manimegalai
- 6.Kanagaraj
- 7.Vairamani
- 8.Rajammal
- 9.Udhayasuriyan
- 10.Pommuraj
- 11.Thenmozhi
- 12.Suganthi
- 13.Kanagaraj
- 14.Rathinampillai
- 15.Tamilselvan
- 16.Rathinakumar
- 17.Marudhanayagam
- 18.Rasathi
- 19.Subramani
- 20.Muthulakshmi
- 21.Vairammal
- 22.Muthukaruppan
- 23.Arukkani
- 24.Rajalingam
- 25.Anjalammal
- 26.Rajendran
- 27.Sivakami
- 28.Anjalammal
- 29.Palanisamy
- 30.Panjavarnam
- 31.Kaliyappan
- 32.Kannammal
- 33.Kaliyappan
- 34.Jeyammal



35.Palanisamy
36.Rajalingam
37.Periyasamy
38.Amaravathi
39.Dhanalakshmi
40.Vasanthamani
41.Rajalingam
42.Jeyaprakasam
43.Venkitachalam Rayan
44.Lakshmi
45.Arukkani
46.Kanthasamy
47.Balamurugan
48.Gomathi
49.Ramasamy
50.Vijayalakshmi
51.Chellammal
52.Periyasamy
53.Palaniyammal

... Respondents 1 to 53/
Petitioners/Third Parties

54.Kuppusamy
55.Rajamanickam
56.Ramasamy
57.Karuppusamy
58.Periyasamy
59.K.Marudhanayagam
60.Kanthasamy

...Respondents 54 to 60/
Respondents/Defendants

PRAYER : Civil Revision Petition is filed under Article 227 of Constitution of India to strike off I.A.No.80 of 2017 in O.S.No.318 of 2016 from the file of the Additional District Munsif, Karur.

For Petitioner : Mr.G.Sridharan

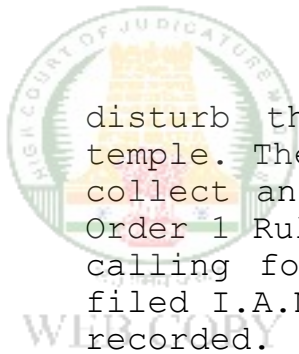
For Respondent : Mr.T.Antony Arulraj
for R-1 to R-53

No Appearance
for R-54 to R-60

ORDER

The petitioners herein are the plaintiffs in the suit.

2. The plaintiffs have filed a suit in representative capacity, representing the village people of Thirumanickampatti. The said suit was filed with a prayer that the defendants or their agents, should not disturb or demolish a particular temple and they should not



disturb the religious activities of the plaintiffs in the said temple. The plaintiffs further prayed that the defendants should not collect any money illegally as donation for the new temple. As per Order 1 Rule 8 of the Code of Civil Procedure, publication was made, calling for objection from the villagers. A group of persons have filed I.A.No.80 of 2017 with a prayer that their objections shall be recorded. However, there is no prayer for getting themselves impleaded in the suit. Taking of the application on file itself is challenged in the revision petition. When no orders have been passed in I.A.No.80 of 2017, this Court does not find any dispute in the said application. According to both the counsels, I.A.80 of 2017 is still pending. The learned trial Judge is directed to dispose of the said application in the light of Order 1 Rule 8(3) of Code of Civil Procedure.

3. With the above said observations, this Civil Revision Petition is dismissed. No costs. Consequently, connected Civil Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

gbg

Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1.The Additional District Munsif, Karur.

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

+1 CC to M/s.G. SRIDHARAN, Advocate (SR-17661[F] dated 08/04/2022)

C.R.P(MD)No.2512 of 2017

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