



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **08.08.2023**

CORAM

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

C.R.P.No.1812 of 2015
and M.P.No.1 of 2015

Subramani

... Petitioner

Vs

1.Shanthi
2.Palaniswamy
3.Meenakshi
4.Sivagami
5.Valliammal

... Respondents

PRAYER:-Civil Revision Petition filed under Section 115 of the Code of Civil Procedure to under Article 227 of the Constitution of India against fair and decreetal order dated 20.02.2015 passed in I.A.No.1039 of 2013 in O.S.No.83 of 2012 by the learned Principal District Judge, Tiruppur.

For Petitioner : Mr.C.Munusamy

For Respondents : Mr.R.Prabakar for R1

R2 to R5 - given up

ORDER

This Civil Revision Petition has been filed to set aside the order



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dated 20.02.2015 passed in I.A.No.1039 of 2013 in O.S.No.83 of 2012 by the learned Principal District Judge, Tiruppur.

2. In a suit for partition, the plaintiff seeks to amend the description of the property. Whether the property have been susceptible division or not is the matter which has to be gone into only at the time of trial. The frame of the suit and the relief sought for in the suit remains untouched. It satisfies the requirement of Order VI Rule 17 of the Civil Procedure Code. Therefore, I am not inclined to interfere with the order dated 20.02.2015 passed in I.A.No.1039 of 2013 in O.S.No.83 of 2012 by the learned Principal District Judge, Tiruppur.

3. Accordingly, this Civil Revision Petition is dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

08.08.2023

gba

Index: Yes/ No

Speaking order: Yes/ No

Neutral Citations: Yes/ No

To

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WEB COPY The Principal District Court, Tiruppur.

V. LAKSHMINARAYANAN

Gba

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