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C.R.P.No.2784 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.09.2023

CORAM :

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

C.R.P.No.2784 of 2019
and
C.M.P.No.18303 of 2019

1.Tmt.Valliammal
2.M.Chandrasekaran
3.M.Govindaswamy

.. Petitioners

VS

1.Tmt.Parvathi
2.Tmt.Bhuvaneshwari
3.M.Gopalakrishnan
4.Jayanthi
5.The Superintending Engineer,
Chennai Water Supply & Sewerage Board,
No.1, Pumping Station Road,
Chindradripet, Chennai – 600 002.

6.The Assistant Engineer,
Highways Department (Construction & Maintenance),
Thirukazhukundram,
Kanchipuram District.

.. Respondents

Petition filed under Article 227 of the Constitution of India against the order and decreetal order dated 05.01.2019 in I.A.No.253 of 2017 in O.S.No.18 of 2009 on the file of the District Munsif cum Judicial Magistrate, Thirukazhukundram.

For Petitioner : Mr.S.Natana Rajan

For Respondents : Mr.K.Govi Ganesan for R1 to R4
Ms.S.Deepika for R5
Mr.B.Tamil Nidhi, AGP (CS)
for R6



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C.R.P.No.2784 of 2019

V. LAKSHMINARAYANAN,J.

ssm

ORDER

An application was filed in I.A.No.253 of 2017 in O.S.No.18 of 2009 to appoint Advocate Commissioner to note down the physical features of the suit schedule mentioned properties. In the present suit, the Advocate Commissioner was appointed in I.A.No.92 of 2009 and he submitted a detailed report on 13.11.2010 and on 28.01.2012. The learned Judge has recorded the suit is ripe for trial and, further noted that it is a suit only for permanent injunction. Until and unless, the report is scrapped, appointment of a fresh Advocate Commissioner for the very same property does not arise. Consequently, C.R.P.No.2784 of 2019 stands dismissed. No costs. Connected miscellaneous petition is closed.

21.09.2023

Index:Yes/No
Neutral Citation:Yes/No
ssm

To

The District Munsif cum Judicial Magistrate, Thirukazhukundram.

C.R.P.No.2784 of 2019