



CRP. No. 1336 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.11.2023

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

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&

CMP No. 8959 of 2023

1.T.Rathnasabapathi
2.R.Padmavathi

...Petitioners

Vs.

1.N.Umadevi
2.S.Natesan
3.N.Sudha
4.Jayanthi
5.Vikaramaraj
6.C.Suresh
7.P.Nandakumar
8.V.M.Balusamy
9.M.Raman
10.R.S. Arumugam
11.A.Ramesh
12.A.Thangaraj
13.Suresh Babu

....Respondents

PRAYER : This petition filed under Article 227 of Constitution of India, to strike off the plaint in O.S No. 44 of 2023, on the file of the District Munsif



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at Dharapuram.

For Petitioner : Mrs. Chitra Sampath
For R1 : Mr. K.S.Jeyaganesan
For R2 to R13 : Not necessary parties.

ORDER

This petition has been filed to strike off the plaint in O.S No. 44 of 2023, on the file of the District Munsif, Dharapuram.

2. Heard the learned senior counsel appearing for the petitioner and the learned counsel appearing for the respondent.

3. Considering the fact of the case, the suit in O.S No. 340 of 2017 was filed by the first respondent herein and others to declare the power of attorney deed and sale deed as null and void and O.S No. 132 of 2018, was filed by the petitioners herein for declaration of title and permanent injunction against the first respondent herein. Thereafter, the parties have entered into amicable settlement, the above said suits were referred to lok Adalat and the compromise entered between the parties was recorded in lok Adalat Case No. 36 and 38 of 2018 to that effect award copy was enclosed. But suppressing the above Lok Adalat award the plaintiff filed the present suit for the same property. Hence, the facts reveals that the plaintiff filed



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O.S No. 44 of 2023 by suppressing the earlier suit as such is abuse of process of law. Accordingly, plaint in O.S No. 44 of 2023 on the file of the District Munsif, Dharapuram, is ordered to be strike off.

4. Accordingly, this Civil Revision Petition is allowed. No cost. Consequentially, connected miscellaneous petition is closed.

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T.V.THAMILSELVI,J.

Pbl

To

1. The District Munsif, Dharapuram.

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