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C.R.P.No.2396 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.07.2023

CORAM:

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

Civil Revision Petition.No.2396 of 2023

K.Kabilan

Versus

... Petitioner

Ramachandiran (died)

1.Sagadevan

2.Seethammal

3.Krishnaveni

4.Selvam

5.Saravanan

6.Poongavanam

7.Perumal

8.Venkatesan

9.Dhanalakshmi

10.Seenivasan

11.Maheswari



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12.Narayanan

13.Inthirani

Arumugam (Died)

Subramani (Died)

14.Alamelu

15.Kundhiammal

16.Baggiyam

Rathinam (Died)

17.Dinakaran

18.Seenivasan

19.Rajadurai

20.Vijaya

21.Banupriya

22.Alamelu

23.Rajkumar

24.Vennila

25.Valli

Kanagasabapathi (Died)

26.Thangavel

27.Chinnammal



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28.Panchalai

29.Alamelu

30.Jayaraman

31.Ramadevan

32.Nagaraj

Pappa (Died)

33.Sundaram

34.The District Collector
Salem Collectorate,
Salem.

35.The Tahsildar
Salem Taluk,
Salem.

36.T.Malliga

37.Mahalakshmi

38.Kesavan

39.Jayalakshmi

40.Krishnamoorthy

41.Rukmani



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42.Kumar

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43.Ravi

44.Panchalai

45.S.Muniappan

46.M.Saraswathi

47.Kasthuri

48.Palaniyammal

...Respondents

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India seeking to direct the learned II Additional Subordinate Judge, Salem to expedite the hearing and to dispose of the O.S.No.569 of 2010 within a time limit.

For Petitioner : Mr.R.Krishna Prasad
for Mr.M.Palanivel

ORDER

This Civil Revision Petition is filed seeking for a direction to the trial Court to expedite the hearing and to dispose of O.S.No.569 of 2010 on the file of the learned II Additional Subordinate Judge, Salem, within a stipulated time.



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WEB COPY 2. The plaintiffs have filed a suit in O.S.No.569 of 2010 under Order VII Rules 1 to 6 of C.P.C on the file of Principal Subordinate Court, Salem for the relief of declaration of title, partition and also for permanent injunction. Since there is no substantial progress in the above said suit, the revision petitioner is before this Court by way of this Civil Revision Petition.

3. Heard the learned counsel for the petitioner and perused the material available on record and there is no representation on behalf of the respondents.

4. On a perusal of "A" Diary Extract filed along with this revision petition would reveals that the suit is of the year 2010 and from 15.02.2021 onwards, the matter has been adjourned from time to time. Since there is no substantial progress in this case from the year 2010, this Court is inclined to issue a direction to the Court below to dispose of the suit within a period of one year from the date of receipt of copy of this order.



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V. BHAVANI SUBBAROYAN, J.

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5. Considering the facts and circumstances of the case, this Court is inclined to pass the following Order:

“The Trial Court is directed to expedite the hearing and to dispose of O.S.No.569 of 2010 within a period of One year from the date of receipt of a copy of this order.”

6. With the above direction, this Civil Revision Petition is disposed of.
No costs.

17.07.2023

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Index:Yes/No

Speaking Order: Yes/No

To

1. The II Additional Subordinate Judge, Salem.

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