



CRP(MD).No.546 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.03.2023**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

CRP(MD).No. 546 of 2023

Vetrivelrajan

.. Petitioner/5th Petitioner/5th Plaintiff

Vs.

PoomalaiChettiyar (died)
1.Natarajan Chettiyar
2.Namachivayam Chettiyar
ChellamChettiyar (died)
ManickamChettiyar (died)
Sethuramalingam (died)
Subramaniam (died)

3.R.Pushbavalli

... Respondents 1 to 3/Respondents 1 to
10/Defendants 1 to 10

Krishnammal (died)
4.Rajendran
5.Chandran
6.Murugan
7.Mayil
8.Raja
9.Ganesan
10.Loga
11.Devi
12.Karpagam
13.Dhanalakshmi
14.Brindha
15.Kumar
16.Vadivel
17.Backyalakshmi



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18.Bounammal
19.Kannan
20.Baby
21.Vijayalakshmi
22.Krishnaveni ... Respondents 4 to 22/Respondents 11 to 31
PoomalaiChettiyar (died)
Kannan (died)
23.Nagammal
24.Saraswathi
25.Veeravel
26.Indirani ... Respondents 23 to 26/Respondents 5 to
7/Legal heirs of Plaintiffs 1 to 3

PRAYER : Revision Petition filed under Article 227 of the Constitution of India, to direct the District Munsif Court, Melur to expedite the delivery of the property made in E.P.No.44 of 2012 in O.S.No.149 of 2006 dated 09.11.2016 and conclude the same within a time stipulated by this Court.

. For Petitioners : Mr.M.Balakrishnan

ORDER

The present revision petition has been filed by the decree-holder to expedite E.P.No.44 of 2012 which was filed to execute the final decree proceedings in a partition suit.

2. A perusal of B-diary extract indicates that there are atleast 31 respondents in the final decree application and so many interlocutory



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applications are pending which were filed on behalf of the purchasers to get themselves impleaded. Naturally, there is a delay in the disposal of the execution petition in view of number of parties who are likely to get impleaded as purchasers from the co-sharers.

3. Considering the fact that the final decree has been passed in the year 2012 and execution petition has been filed in the year 2012 itself and the same is pending for more than 10 years, the Executing Court/District Munsif, Melur, is directed to expedite the proceedings in E.P.No.44 of 2012 and dispose of the same on or before 31.12.2023.

4. With the above observation, the Civil Revision Petition stands allowed. No costs.

02.03.2023

Index : Yes / No
Internet : Yes / No
Rmk

To
The District Munsif Court, Melur.



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R.VIJAYAKUMAR ,J.,

Rmk

Order made in
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Dated:
02.03.2023