



C.R.P(MD)No.442 of 2018

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

C.R.P(MD) No.442 of 2018
and
C.M.P(MD) No.1927 of 2018

Daisy

...Petitioner

Vs.

V.Anthonymuthu Nadar (died)

1.A.Kannimariyal

2.A.Mariyammal

3.A.Rajammal

4.A.Thompson

A.Rose Mary (died)

5.A.Thankaraj @ A.Xavier

6.A.Victoriyal



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7.H.Rajaretnam

8.Rathesh

9.Sindhu

10.Ramji

V.Nagamony Nadar (died)

Palayyan (died)

Cellayyan Nadar

Kochappi

11.Arumanayagom

12.Thankappan

13.Ponnappan

Saral (died)

Lekshmi (died)

14.Gnanamuthu

15.D.Thankaraj

K.Ponnumuthu (died)

K.Muthuan (died)

Snchappu (died)



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S.Ponnu (died)

M.Chinnan Nadar (died)

16.M.Harichandran Nadar

17.J.Cellayyan

18.J.Yacob

19.Saral

N.Banu (died)

N.Ayyappan Pillai (died)

20.Sankara Narayana Pillai

21.C.Paramartha Lingam

M.Anthony Nadar (died)

22.M.Varuvel

23.Sivasankara Pillai

24.P.Ayyappan Pillai

A.Ponnaiyan (died)

25.A.Haris

26.N.Thankappan

27.N.Paulraj



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28.N.Moni

29.B.Thankaraj

30.Palayyan

31.K.Thanka Nadar

32.K.Moni

33.Kamalam

34.P.Sathiyadhas

35.P.Thomas @ P.Russelraj

36.P.Selvaraj

37.Meenakshi

38.M.Rajan

39.M.Gopalan

40.Ammal

41.P.Rajamony

42.P.Thankamoni

43.P.Kamalan

44.P.Vijayan

45.P.Sundar



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46.Chellammal

47.C.Sukumaran

48.C.Rajaji

49.P.Rajamony

50.P.Lucose

51.Subbulekshmi

52.A.Narayana Pillai

53.Ambi Ammal

54.P.Nesayyan

55.P.Sasi

...Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, to allow the Civil Revision Petition and to set aside the fair order and decretal order dated 19.12.2017 passed in Unnumbered E.A.No.--- of 2017 in E.P.No.6 of 2009 in O.S.No.232 of 1972 on the file of the Principal District Munsif Court, Kuzhithurai.



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For Petitioner : Mr.C.K.M.Appaji

For Respondents : No Appearance – for RR1 to 3, 6 to 10,
14, 15, 23, 25, 35, 40, 43, 45 & 51
Dismissed for default – for RR4, 5, 11 to
13, 16 to 22, 24, 26 to 34, 36 to 39, 41,
42, 44, 46 to 50, 52 to 55

ORDER

This Civil Revision Petition is filed against the order dated 19.12.2017 passed in Unnumbered E.A.No.--- of 2017 in E.P.No.6 of 2009 in O.S.No.232 of 1972 on the file of the Principal District Munsif Court, Kuzhithurai.

2. This Court called for the report from the concerned Principal District Judge, by order dated 19.10.2023 with regard to the status of the Execution Proceedings in the trial Court. Accordingly, the concerned Principal District Judge, has sent a report wherein, it is stated that the Execution Petition in E.P.No.6 of 2009 in O.S.No.232 of 1972 on the file of the Principal District



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Munsif, Kuzhithurai, is dismissed as settled out of Court, by its order, dated 14.06.2018.

3. In view of the above, as already the Execution Petition itself is dismissed as settled out of Court, in the considered opinion of this Court nothing survives for further adjudication in this Civil Revision Petition.

4. Accordingly, this Civil Revision Petition is dismissed as infructuous.

5. No costs.

6. Consequently, connected Civil Miscellaneous Petition is closed.

31.10.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
RM



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To

The Principal District Munsif,
Principal District Munsif Court,
Kuzhithurai.



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BATTU DEVANAND, J.

RM

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