



C.R.P.(MD)No.2596 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.10.2023

CORAM:

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

C.R.P(PD)(MD)No.2596 of 2023

Lakshmi

: Petitioner/1st Plaintiff

Vs.

1.Suyambukani

2.Esakkiappan

3.Viji

4.Abirami

5.Kumaran

6.Janani

7.Veerasekar

8.Samikkan

: Respondents/Defendants

9.Pappavijayan

10.Veerapandian

11.Ambiga

: Respondents/Plaintiff 2 to 4



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Prayer : This Civil Revision Petition filed under Article 227 of the Constitution of India, to dispose of the suit in O.S.No.220 of 2022 pending on the file of the Sub Court, Valliyoor, Tirunelveli District, within the time stipulated by this Court.

For Petitioner : Mr.M.Sankar

ORDER

The Civil Revision Petition has been filed seeking a direction to dispose of the suit in O.S.No.220 of 2022, pending on the file of the learned Sub Court, Valliyoor, Tirunelveli District, within a specified time fixed by this Court.

2. Since the revision petition is filed for early disposal of the case, the issuance of notice to the private respondents is not necessary.

3. Heard the learned counsel appearing for the revision petitioner and also perused the records.



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4. The learned counsel for the petitioner would submit that the petitioner/1st plaintiff and the respondents 9 to 11 /plaintiffs 2 to 4 have filed the suit in O.S.No.220 of 2022, for partition and injunction. He would further submit that the suit is pending from 2022 without any progress and that therefore, the trial of the above said case has to be expedited.

5. The fact remains that the suit was filed in the year 2022. The High Court has already issued circulars to the District Judiciary, directing the Courts to give priority for the cases relating to Senior Citizens, HIV affected persons, Defence Personnel, Women and Children, more than 5 year old cases etc., It is to be noted that the revision petitioner without approaching the trial Court, has directly come forward with the present Revision Petition before this Court, seeking early disposal. In the absence of total pendency particulars and the work burden of that particular Court, this Court is not inclined to give any direction to dispose of the case within a specified period of time. Generally, the trial Court is required to give priority to the cases, as per the circulars of this Court.



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6. In view of the above, the revision petitioner is at liberty to approach the trial Court and if such requisition for speedy disposal is made, the trial Court is required to consider the urgency for early trial, in the light of the circulars issued by this Court.

7. With the above observation and direction, the Civil Revision Petition is disposed of. No costs.

10.10.2023

NCC :yes/No
Index :yes/No
Internet:yes/No
das

To

- 1.The Subordinate Judge, Valliyoor,
Tirunelveli District
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR,J.

das

Order made in
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Dated : 10.10.2023