



C.R.P(MD)No.2370 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 31.10.2023

CORAM:

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

C.R.P(MD) No.2370 of 2019

and

C.M.P. (MD) No.12503 of 2019

Jayamary

...Petitioner

Vs.

1.Joseph Acharyam

2.Savariammal

Therace Ammal (Late)

3.Arulananth

4.Alponsa

Samy Kannu (Late)

Thaines Ammal (Late)

5.Manickam

Marimuthu (Late)

Anthony Samy (Late)

6.Rosali



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7.Marthal

8.Leema

9.Arockiyasamy

10.Sebastiammal

11.Annammal @ Rajathi

12.Savariammal

13.Arockia Jacqueline

14.Arockia Jasmine

15.Arockia Justine

16.Arockia Sagaya Rita

17.Martin Jose (minor)

18.Allwinson (Minor)

...Respondents

(The respondents 12 to 18 are set *ex-parte* before the lower Court and hence, notice to the respondents 12 to 18 may be dispensed with.)

PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, to allow the Civil Revision Petition by setting aside the fair and decreetal order dated 21.10.2019 passed in I.A.No. 08 of 2019 in O.S.No.64 of 2010 on the file of the District Munsif Court, Devakottai.



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For Petitioner : Mr.J.Anandkumar

For Respondents : Mr.A.Murali Kumar – for RR1, 2, 4,
6, 8 to 11

No Appearance – for R5

Unserved – for RR3 & 7

Ex parte – for RR12 to 18

ORDER

This Civil Revision Petition is filed against the order dated 21.10.2019 passed in I.A.No.08 of 2019 in O.S.No.64 of 2010 on the file of the District Munsif Court, Devakottai.

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 suit in the trial Court. Accordingly, the concerned Principal District Judge, has sent a report wherein, it is stated that the suit in O.S.No.64 of 2010 on the file of the District Munsif Court, Devakottai, is dismissed for default, by its order, dated



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09.12.2022.

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3. In view of the above, as already the suit itself is dismissed for default, 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 District Munsif

District Munsif Court,

Devakottai,



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BATTU DEVANAND, J.

RM

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