



C.R.P.No.2019 of 2003

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
WEB COPY

DATED: 16.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

C.R.P.No.2019 of 2003
and
C.M.P.(MD) No.12625 of 2023 &
M.P.(MD)No.1 of 2008

1.Jebamony (died) *

2.Angel Jini *

3.Milton *

...Petitioners

*(Petitioners 2 and 3 and 25th respondent are brought on record as LRs. of the deceased sole petitioner vide Court order dated 11.09.2023 made in C.M.P(MD)Nos.10446 to 10448 of 2019)

Vs.

Nessayyan (died)

1.P.Daniel

1/7



C.R.P.No.2019 of 2003

WEB COPY

2.A.Sukumaran Nair

3.K.Appavu

V.Chellayyan (died)

4.Mony

5.Ganesan (Minor)

rep. by mother / guardian Thangamma

6.Aseervadam

7.Monickam

8.A.Gnanabharanam

9.Vincent

10.John Victor

11.Palamma

12.Indirabai

13.Saraswathi

14.Rani

15.Sagunthala (Minor)

rep. by mother / guardian Saraswathi



C.R.P.No.2019 of 2003

WEB COPY

16.S.Sheela (Minor)

rep. by mother / guardian Saraswathi

17.Kumar (minor)

rep. by mother / guardian Saraswathi

18.Sundar (Minor)

rep. by mother / guardian Saraswathi

19.Devasahayam

20.Gnanabharanam

21.Gnanasighamony

22.Pauls

23.Rahel

24.Rahel Charlet

25.Mettil Bai *

...Respondents

*(Petitioners 2 and 3 and 25th respondent are brought on record as LRs. of the deceased sole petitioner vide Court order dated 11.09.2023 made in C.M.P(MD)Nos.10446 to 10448 of 2019)



C.R.P.No.2019 of 2003

WEB COPY

PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the fair and decreetal order dated 07.08.2003 made in I.A.No.660 of 2003 in O.S.No.106 of 1998 on the file of the Subordinate Court, Padmanabhapuram, and allow the Civil Revision Petition.

For Petitioners : Mr.S.S.Mathivanan

For Respondents : No Appearance – for RR2, 11, 12 & 22

Batta due – for R25

Dismissed – for RR1, 3 to 10, 13 to

21, 23 & 24

Mr.Sreekumaran Nair – for RR25 to 33 in

CMP(MD)No.12625 in M.P(MD)No.1 of 2008

ORDER

When the matter is taken up for hearing, Mr.Mr.S.S.Mathivanan, learned counsel for the petitioners on record sought permission of this Court to withdraw this Civil Revision



C.R.P.No.2019 of 2003

WEB COPY

Petition with liberty to avail legal remedies available under law to the petitioners and he has also made an endorsement to that effect.

2. Recording the statement of the learned counsel for the petitioners, permission is granted.

3. Accordingly, this Civil Revision Petition is dismissed as withdrawn with liberty permitting him to avail legal remedies available to them in appropriate forum.

4. No costs.

5. Consequently, connected Civil miscellaneous petitions are closed.

16.11.2023

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



C.R.P.No.2019 of 2003

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The Subordinate Judge,
Subordinate Court,
Padmanabhapuram.



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C.R.P.No.2019 of 2003

BATTU DEVANAND, J.

RM

C.R.P.No.2019 of 2003
(3/3)

16.11.2023