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CRP No.815 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.03.2024

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

C.R.P.No.815 of 2024

R.Punniyakotti

... Petitioner

Vs.

1. M/s.NSB Infrastructures and Projects Pvt. Ltd.,
Represented by Authorized Signatory,
Flat No.2, "Kailash",
New No.6, Old No.39,
Unnamalai Ammal Street,
T.Nagar, Chennai - 600 017.

2. The Joint Sub-Registrar-II, Chengalpattu,
O/o.the Joint Sub-Registrar-II,
Chengalpattu.

... Respondents

Prayer: Civil Revision Petition filed under Section 115 of the Code of Civil Procedure, seeking to set aside the impugned order dated 09.11.2023 in F.No.OSSR No.866/2023 on the file of the District Munsif Court, Chengalpattu.

For Petitioner

: Mr.M.Padmanaban



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: Mr.C.Sathish,
Government Advocate

ORDER

This Civil Revision Petition is filed to set aside the impugned order dated 09.11.2023 in F.No.OSSR No.866/2023 on the file of the District Munsif Court, Chengalpattu.

2. Heard Mr.M.Padmanaban, learned counsel for the petitioner and Mr.C.Sathish, learned Government Advocate appearing for the Respondents.

3. A perusal of the impugned order shows that the plaint was rejected by the District Munsif, Chengalpattu as not maintainable. However, as against the same, an appeal will lie in view of definition of Section 2 (2) of C.P.C., and Section 96 of C.P.C.

4. Therefore, this Civil Revision Petition is closed with liberty to the



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petitioner to file an appeal under Section 96 of C.P.C against the order, rejecting of plaint, before the appropriate forum. No costs.

12.03.2024

Index: Yes/No

Internet: Yes/No

Neutral Citation : Yes / No

vum

Note: Registry is directed to return the original decretal order to the petitioner forthwith, upon substituting the same with xerox copy

To

1. The District Munsif Court, Chengalpattu.
2. The Joint Sub-Registrar-II, Chengalpattu,
O/o.the Joint Sub-Registrar-II,
Chengalpattu.

V.SIVAGNANAM, J.

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