



CRP.No.1464 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2024

CORAM:

THE HONOURABLE Mr.JUSTICE V.LAKSHMINARAYANAN

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1.Soundaran
2.Amudha
3.S.Vasanthi

... Petitioners / Defendants 10,12 & 30

Vs

1.Lakshmi
2.Saraswathy
3.D.Manickam
4.S.Maragatham
5.P.Vallinayagam
6.P.Amirtham
7.T.Aravindhacholan
8.K.Vellingiri
9.Ranganathan
10.R.Rajamani
11.Dhanraj
12.Jayamani
13.Karrunna
14.Padmavathy
15.Kalavathy
16.Nesamani
17.Nanjammal
18.Nirmala

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- 19.Chitra
20.Manickam
21.Kavitha
22.Bhuvana
23.Suguna
24.Vasanthakumar
25.Minor V.N.Karthikeyan
26.Minor V.Suruthi
27.Ravindraraj

28.The Commissioner of Corporation
Coimbatore

- 29.Mallika
30.Uma
31.Kayalvizhi
32.Raghupal
33.S.Divya

... Respondents

Prayer : Civil Revision Petition filed under Article 227 of the Constitution of India praying to direct the learned III Additional Subordinate Judge, Coimbatore to dispose of the O.S.No.173 of 2012 pending before the III Additional Subordinate Judge, Coimbatore, within a reasonable time frame.

For Petitioners : Mr.K.Selvakumar

ORDER

This revision is filed to direct the learned III Additional Sub Judge, Coimbatore to expedite the disposal of the suit for partition in O.S.No.173 of



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2012. The suit was originally presented as O.S.No.896 of 2004 on the file of III Additional District Judge, Coimbatore, which later came to be transferred to Sub Court, Coimbatore and renumbered as O.S.No.173 of 2012. The revision petitioners are the defendants 10, 12 and 30 in the suit.

2. A perusal of the proceedings before the learned Subordinate Judge makes it clear that the trial was opened on 01.10.2019, and thereafter, the matter has been repeatedly adjourned for service of summons on defendants 26 to 29. In 2021, the cross-examination of P.W.1 commenced, and thereafter for reasons assigned in the order, it has been adjourned repeatedly. The parties have been litigating before the Court for the past two decades and are yet to know where their rights lie.

3. In the light of above situation, a direction is given to the learned III Additional Subordinate Judge, Coimbatore to expedite the hearing in O.S.No.173/2012 pending on his file, and to dispose of the suit within a period of nine (9) months from the date of receipt of a copy of this order.



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4. The revision petition is disposed of with the above direction. No costs.

10.04.2024

Index:Yes/No

Internet:Yes/No

Speaking order/Non-speaking orders

To

1.The III Additional Sub Judge
Coimbatore.

2.The Section Officer
VR Section, High Court, Madras.



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V.LAKSHMINARAYANAN,J.

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