



C.R.P.No. 3933 of 2

THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : **27.09.2024**

CORAM:

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

C.R.P.No. 3933 of 2024

1.M.Palanisamy
2.Gowri Palanisamy
3.Dharami

...Petitioners

Vs.

D.Rangaraj

...Respondent

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India, to speedy disposal of the E.P.No.21/2018 in RCOP.No.15/2010 on the file of the Rent Controller cum Principal District Munsif Court, Erode, within a stipulated time fixed by this Hon'ble Court by appreciating the above stated facts and circumstances.

For Petitioner : M/s.M.Guruprasad

ORDER

The above petition has been filed seeking for a direction to the Rent Controller cum Principal District Munsif Court, Erode to dispose of EP.No.21 of 2018 within a specified period.



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2. The petitioners are the landlord and the respondent is the tenant. It is the case of the petitioners/landlords that they had filed RCOP.No.15 of 2010, on the file of the Rent Controller cum Principal District Munsif Court, Erode, against the respondent/ tenant under Section 10(2)(i) and 3(A)(III) of the Tamilnadu Buildings (Lease and Rent Control) Act, 1960, for eviction on the ground of willful default in the payment of rent committed by him. RCOP.No.15 of 2010 has been allowed by an order dated 25.10.2016, directing the respondent/tenant to vacate the premises within a period of 2 months. The respondent/tenant had filed RCOP.No.11 of 2010, on the file of the Rent Controller cum Principal District Munsif Court, Erode, seeking for a direction to deposit rents. RCOP.No.11 of 2010 has been dismissed on 25.10.2016. Against the orders passed in RCOP.Nos.11 and 15 of 2010, the respondent/tenant had preferred an appeal in R.C.A.Nos.8 and 9 of 2016 respectively, before the Principal Subordinate Judge, Erode. The Appellate Court by a common order dated 27.04.2018 had dismissed the appeal and confirmed the order passed by the Trial Court. Thereafter, the respondent/tenant has not preferred any appeal against the order passed by the Appellate Court.



3. On 06.07.2018, the petitioners/landlords had filed E.P.No.21 of 2018, on the file of the Rent Controller cum Principal District Munsif, Erode, seeking for delivery of possession as per the Fair and Final order dated 25.04.2016 in RCOP.No.15 of 2010. Despite the lapse of 6 years, the said EP is still pending. Thereby, the present petition has been filed seeking for a direction to the Rent Controller cum Principal District Munsif Court, Erode to dispose of EP.No.21 of 2018 within a specified period.

4. Taking into consideration that EP.No.21 of 2018 is pending from the year 2018, a direction is issued to the Rent Controller cum Principal District Munsif Court, Erode to dispose of EP.No.21 of 2018 in RCOP.No.15/2010, as expeditiously as possible, preferably within a period of 4 months from the date of receipt of a copy of this Order.

5. Accordingly, the above C.R.P.No.3933 of 2024 stands allowed. No costs.

27.09.2024

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Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No
Speaking order / Non-speaking order

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To:-

1. The Rent Controller cum
Principal District Munsif Court, Erode

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A.D.JAGADISH CHANDIRA, J.

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