



CRP No.5006 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.02.2024

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRP No.5006 of 2023

M/s Grahalaya Constructions Pvt. Ltd.,
rep. by its Director Mr.P.Balasubramanian,
s/o M.Padmanaban, having office at No.20/2,
Karnan Street, Kodambakkam, Chennai 600 024.

Presently office at No.13/19, Shyamala Vadhana Street,
West Mambalam, Chennai 600 033.

... Petitioner

Vs.

1. Porchelvi
2. Niraichelvi
3. R.Manoharan
4. Banumathi
5. R.Selvakumar

...Respondent

PRAYER: Civil Revision Civil Revision Petition filed under Article 227 of
Constitution of India to direct the learned Additional District Judge, Chengalpattu
to dispose of O.S.No.306/2018, within a time frame, to be fixed by this Court.



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CRP No.5006 of 2023

For Petitioner : Mr. E.Chandrasekaran

ORDER

This Civil Revision Petition has been filed to direct the learned Additional District Judge, Chengalpattu to dispose of O.S.No.306/2018, within a time frame, as fixed by this Court.

2. On perusal of the records, it shows that the petitioner herein has filed the above said suit for partition against the respondents herein/defendants and in that suit, the first respondent/first defendant has filed her written statement. The case status shows that the suit is pending from the year 2019 to 12.12.2023 for " issue of service ". The learned counsel for the petitioner submitted that subsequently, the suit was posted for trial on 19.01.2024 and since the suit is pending from the year 2019, he sought direction of this court to the Trial Judge for speedy disposal of the case within a time frame.

3. At this juncture, it is worthwhile to note that the ***Hon'ble Supreme Court in W.P.No.587/2023, dated 10.11.2023, in Shaikh Uzma Feroz Hussain Vs. The State of Maharastra*** has dismissed the writ petition, by observing as



CRP No.5006 of 2023

follows.

“ We are of the view that since every High Court and every Court in the country has a huge pendency, the Constitutional Court should avoid temptation of fixing a time-bound schedule for disposal of any case, before any court, unless the situation is extra ordinary.”

4. Further, pursuant to the direction of this Court, the Registry, on verification through e-filing, has reported that the total pendency of the above Court is 1182.

5. Considering the pendency of the cases and also taking note of the fact that suit is pending from the year 2019, the learned Additional District Judge, Chengalpet is directed to dispose of the O.S.No.306/2018, as early as possible.

6. With the above direction, the Civil Revision Petition is disposed of. No costs.

05.02.2024

Index: Yes/No
Internet: Yes/No
mst

To

The Additional District Judge, Chengalpet.

3 of 4



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CRP No.5006 of 2023

V.SIVAGNANAM, J.,

mst

CRP No.5006 of 2023

05.02.2024