



C.R.P.(PD).Nos.3243 and 3726 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.02.2024

CORAM:

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

C.R.P.(PD).Nos.3243 and 3726 of 2018
and CMP.Nos.18467 and 20786 of 2018

C.R.P.(PD).No.3243 of 2018:

1.S.Suganya
2.S.Ramgopal
3.S.Vaishnavi

... Petitioners

vs.

1.K.Rajammal (died)
2.K.Sivakumar
3.Suryakumari
4.S.Premnarayan

(R1-died. R2 and R3 are recorded as Lrs of the deceased R1 viz.,
K.Rajammal vide order of Court dated 15.10.2020 made in
CRP.No.3243 and 3726 of 2019)

... Respondents

Prayer: Civil Revision Petition filed under Article 227 of Constitution of India, praying to set aside the fair and final order passed in I.A.No.183 of 2018 in O.S.No.210 of 2013, dated 09.07.2018 on the file of the I Additional Subordinate Judge, Erode.



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C.R.P.(PD).Nos.3243 and 3726 of 2018

For Petitioners

: Mr.V.S.Kesavan

For Respondents

: M/s.D.Sathya
for R1, R2 and R5
for M/s.Zeenath Begum
No appearance for R4
R3-Not ready in notice

C.R.P.(PD).No.3726 of 2018:

1.S.Suganya
2.S.Ramgopal
3.S.Vaishnavi

... Petitioners

vs.

1.K.Rajammal (died)
2.K.Sivakumar
3.Suryakumari
4.Sub Registrar
Karungalpalayam,
Sub Registrar's Office,
Erode – 3.
5.S.Premnarayan
(R1-died. R2 and R3 are recorded as Lrs of the deceased R1 viz.,
K.Rajammal vide order of Court dated 15.10.2020 made in
CRP.No.3243 and 3726 of 2019, R3 set ex-parte)

... Respondents

Prayer: Civil Revision Petition filed under Article 227 of Constitution of India, praying to set aside the fair and final order passed in T.R.O.P.No.47 of 2017, dated 04.12.2017 on the file of the Principal District Judge, Erode.



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C.R.P.(PD).Nos.3243 and 3726 of 2018

For Petitioners : Mr.V.S.Kesavan

For Respondents :M/s.Zeenath Begum
for R2 and R5
Mr.V.Jeevagiridharan
Additional Government Pleader
for R4
R1-died
R3-ex-parte

COMMON ORDER

When the matters are taken up for hearing, the learned counsel appearing for the respondents 1,2 and 5 submits that the suit in O.S.No.331 of 2011, on the file of the Principal Subordinate Court, Erode was disposed on 30.01.2024.

2. CRP.No.3726 of 2018 is filed challenging the order dismissing the transfer application seeking transfer of O.S.No.210 of 2013 on the file of the First Additional Subordinate Court, Erode to Principal Subordinate Court, Erode for joint trial with O.S.No.331 of 2011. In view of the disposal in O.S.No.331 of 2011, the prayer in CRP.No.3726 of 2018



C.R.P.(PD).Nos.3243 and 3726 of 2018

has become infructuous.

3. CRP.No.3243 of 2018 is filed challenging the order dismissing the application filed under Section 10 of CPC, seeking to stay trial in O.S.No.210 of 2013 till disposal of O.S.No.331 of 2011 referred above. In view of the disposal in O.S.No.331 of 2011, the prayer in CRP.No.3243 of 2018 has also become infructuous.

4. Accordingly, both Civil Revision Petitions are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

29.02.2024

Index : Yes / No
Speaking order : Yes / No
Neutral Citation : Yes / No
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C.R.P.(PD).Nos.3243 and 3726 of 2018

To

The I Additional Subordinate Judge,
Erode.



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C.R.P.(PD).Nos.3243 and 3726 of 2018

S.SOUNTHAR, J.

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C.R.P.(PD).Nos.3243 and 3726 of 2018

29.02.2024