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C.R.P.(PD).No.4211 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE S.SOUNTHAR

C.R.P.(PD).No.4211 of 2018

V.Sangeetha

... Petitioner

VS

S.Vilwanathan

... Respondent

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, praying to set aside the order in H.M.O.P.No.197 of 2014 dated 7th December 2015 on the file of the Subordinate Judge of Arakkonam, Vellore District.

For Petitioner : Mr.S.V.Ramamurthy

For Respondent : Mr.A.Gowthaman

ORDER

The Civil Revision Petition is filed against the decree granting divorce under Section 13(b) of Hindu Marriage Act, 1955.



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2. Against the decree for divorce, a regular appeal will lie before Appellate Court as per Section 28 of the Hindu Marriage Act. Therefore, the Civil Revision Petition is not maintainable.

3. Accordingly, the Civil Revision Petition is dismissed with liberty to the petitioner to file regular appeal. It is made clear the petitioner is entitled to exclude the time during which the civil revision petition has been pending before this Court (i.e., from 19.11.2018 to the date of receipt of copy of this order). No costs.

13.03.2024

Index : Yes / No
Speaking order : Yes / No
Neutral Citation : Yes / No
dm



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To

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The Subordinate Judge,
Arakkonam, Vellore District.



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S.SOUNTHAR, J.

dm

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