



CRP. No.299 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.06.2024

CORAM

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

**C.R.P. (NPD) No.299 of 2019**

**& CMP No.2224 of 2019**

Senthil Kumar(died)(decree holder)

1.Elavarasi

2.Minor Mathiyazhagan

(rep. by his mother, guardian, NF 1<sup>st</sup> revision petitioner herein)

3.Radhakrishnan

4.Anandhi

... Petitioners

Vs.

1.Kiruthiga Nandha Grukka

2.Sabanathaoli Sivachariyar

3.Kombunaathan

4.Satdhopatyaya

.. respondents

**Prayer :** Civil Revision Petition filed under Article 227 of the Constitution of India, praying to set aside the fair and decreetal order dated 16.07.2018 of the learned I Additional Subordinate Judge, Cuddalore passed in EA No.58 of 2014 in EP No.215 of 2012 in O.S.No.33 of 2002.

For Petitioners

: Mr.R.Sreedhar

For Respondents

: Mr.T.S.Baskaran for R1

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**ORDER**



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During the course of hearing, the learned counsel for the petitioners and the learned counsel for the respondents have advanced their arguments in support of their case.

2.After advancing their arguments for some time, the learned counsel for the petitioners sought permission of this Court to withdraw this Revision Petition and also requested the Court to permit the petitioners to file a fresh Execution Petition before the Executing Court against any other properties other than the properties mentioned in the subject matter of the present Revision Petition.

3.Considering the facts and circumstances of the case, this Court is inclined to consider and accept the request now made by the learned counsel for the petitioners.

4.Accordingly, this Civil Revision Petition is dismissed as withdrawn granting liberty to the petitioners to file a fresh Execution Petition before the Executing Court against any other properties other than the properties



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mentioned in the subject matter of the present Revision Petition.

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Consequently, connected miscellaneous petition is closed.

**24.06.2024**

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Index : Yes / No

Internet : Yes / No

**To**

The I Additional Subordinate Judge, Cuddalore

BATTU DEVANAND.J.,



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