



CMP(MD).No.5757 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.03.2024

CORAM :

THE HON'BLE MR JUSTICE G.ILANGOVAN

CMP(MD).No. 5757 of 2019 in
CRP(MD).SR.No.23238 of 2019

M/s.Dhanalakshmi Srinivasan Chit Funds (P) Ltd.,
Rep. by its Branch Manager,
Palaniappan

... Petitioner

Vs.

1.K.V. Rajendran
2.The Manager,
New India Assurance,
Karaikudi,
Sivagangai District.

... Respondents

PRAYER in CMP(MD).No.5757 of 2019:- Petition filed under Section 151 of Civil Procedure Code to condone the delay of 3 days in filing the Civil Revision Petition against the order passed in E.A.No.55 of 2018 in E.P.No.19 of 2018 on the file of the Subordinate Judge, Devakottai, dated 14.11.2018.

Prayer in CRP(MD).SR.No.23238 of 2019: Civil Revision Petition under Article 227 of the Constitution of India to set aside the order passed in E.A.No.55 of 2018 in E.P.No.19 of 2018 on the file of Subordinate Judge, Devakkottai, dated 14.11.2018.



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For Petitioner : Mr.M. Mohammed Sherbudeen
For respondent No.2 : Mr. N. Dilipkumar

ORDER

The report received from the trial Court reveals that due to the non payment of batta E.A.No.55 of 2018 was dismissed by the executing Court.

2. The petitioner can very well file a petition to restore the Execution Application. But, instead of filing the petition before the trial Court, the petitioner straight away filed this Civil Revision Petition before this Court with a delay of three days. Hence, this Court is not inclined to entertain this petition. Accordingly, this petition is dismissed. Consequently, CRP(MD).SR.No.23238 of 2019 is rejected in the SR stage itself.

27.03.2024

Internet : Yes / No
Index : Yes / No
Speaking / Non Speaking order
trp



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To
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The Subordinate Judge, Devakottai



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G.ILANGO VAN,J.

Trp

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CRP(MD).SR.No.23238 of 2019**

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