



CRP.(MD)No.1741 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 03.01.2024

CORAM:

THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

CRP.(MD)No.1741 of 2019

and

C.M.P.(MD)No.8943 of 2019

1.Jayachandran

2.Sadasivan

... Petitioners

Vs.

1.T.Jeevaraj

2.S.Jayarani

3.Challathurai

4.Thankadurai

5.Gopalakrishnan

... Respondents

Prayer : This Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order and decretal order dated 07.03.2019 of the learned Subordinate Judge, Kuzhithurai made in I.A.No. 643 of 2016 in O.S.No.163 of 2012.



CRP.(MD)No.1741 of 2019

WEB COPY

For Petitioners : Mr.K.N.Thambi

For R2 : No Appearance

For R1, R3 to R5 : No Appearance

ORDER

This civil revision petition is directed against the order passed in I.A.No.643 of 2016 in O.S.No.163 of 2012 dated 07.03.2019 on the file of learned Subordinate Judge, Kuzhithurai dismissing the application filed under Sections 10 and 151 CPC.

2.It is not in dispute that this revision petition is filed against the order passed in an application filed under Section 10 CPC., seeking stay of the suit since Second Appeal in S.A.No.1134 of 1996 was pending.

3.The learned counsel appearing for the second respondent has filed a memo dated 04.10.2023 stating that the Second Appeal in S.A.No.1134



CRP.(MD)No.1741 of 2019

of 1996 was already disposed of on 28.04.2022 itself and as such, nothing survives in this revision for further adjudication. The above said memo is recorded.

4.In view of the above, this civil revision petition is dismissed as infructuous. Consequently, connected miscellaneous petition is closed. No costs.

03.01.2024

NCC :yes/No
Index :yes/No
Internet:yes/No
gns

To

The Subordinate Judge,
Kuzhithurai.



WEB COPY



CRP.(MD)No.1741 of 2019

K.MURALI SHANKAR,J.

gns

CRP.(MD)No.1741 of 2019

03.01.2024