



C.R.P.(MD)No.2187 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 12.09.2024

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P.(MD)No.2187 of 2024

P.Kavitha

... Petitioner/Petitioner/Landlord

Vs.

S.Subbaiah

... Respondent/Respondent/Tenant

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the fair and decreetal order made in I.A.No.2 of 2024 in R.C.O.P.No.160 of 2018 on the file of the II Additional District Munsif Court, Madurai Town dated 12-03-2024 and allow this civil revision petition.

For Petitioner : Mr.M.Viji

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ORDER

The petitioner in R.C.O.P.No.160 of 2018 on the file of the II Additional District Munsif Court, Madurai Town is the revision petitioner herein. She filed I.A.No.2 of 2024 for directing the respondent to deposit the rent. The Court



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below dismissed the said I.A. on the ground that the issue regarding the existence of landlord and tenant relationship has to be determined and since serious cloud has been raised, it is not possible to allow the I.A. Questioning the same, the present civil revision petition has been filed.

2.I do want to go into the merits of the matter. The R.C.O.P. was filed way back in the year 2018. It is six years old. The Hon'ble Apex Court has been emphasizing that cases should not be kept pending beyond five years. I, therefore, direct the learned II Additional District Munsif, Madurai Town to dispose of R.C.O.P.No.160 of 2018 on merits and in accordance with law within a period of four months from the date of receipt of a copy of this order.

3.The civil revision petition is disposed of accordingly. No costs.

12.09.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To:

The II Additional District Munsif Court,
Madurai Town.



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G.R.SWAMINATHAN, J.

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