



C.R.P.(MD)No.2628 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 24.10.2024

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P.(MD)No.2628 of 2024

S.Nachammai @ Meenal ... Petitioner / 1st Respondent / Plaintiff

Vs.

1.Manickam Velayutham ... 1st Respondent / Petitioner / 3rd Party

2.Viswanathan Chettiar ... 2nd Respondent / 2nd Respondent /
1st Defendant

3.Ramanathan @ Chandrasekaran ... 3rd Respondent / 3rd Respondent /
2nd Defendant

4.The Indian Bank,
Represented by its Manager,
Thirunagar Branch,
Madurai. ... 4th Respondent / 4th Respondent /
3rd Defendant

5.Kumar,
Proprietor,
Vennila Coffee Bar,
B-20, Thiruvalluvar Street,
Thirunagar, Madurai. ... 5th Respondent / 5th Respondent /
4th Defendant

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, to pass an order of speedy disposal of I.A.No.118 of 2021 in O.S.No.139 of 2011 pending on the file of the I Additional District Court, Madurai within the time stipulated by the Court.



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For Petitioner : Mr.Baburajendran

For Respondents : Mr.C.Karthik for R4

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ORDER

Heard the learned counsel for the revision petitioner and the learned counsel appearing for the bank.

2.The only request made by the revision petitioner is for disposal of the petition mentioned I.A. The petitioner has obtained preliminary decree in O.S.No.139 of 2011 on the file of the I Additional District Munsif Court, Madurai. It is an *ex parte* decree. The third party has filed a petition for setting the same. Since the applicant is the third party, he has to get leave. To obtain leave, the petition mentioned I.A. has been filed. It is pending for more than three years. The petitioner is justified in demanding that I.A. should be speedily disposed of.

3.The Court below is directed to dispose of I.A.No.118 of 2021 on merits and in accordance with law within a period of six weeks from the next hearing date.



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

24.10.2024

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

The I Additional District Court,
Madurai.



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G.R.SWAMINATHAN, J.

ias

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