



C.R.P(MD)No.2602 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 25.10.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P(MD)No.2602 of 2022
and
C.M.P(MD)No.12720 of 2022

P.Balasubramanian

... Petitioner /
Petitioner /
Plaintiff

Vs.

1.Santhanalakshmi

2.Muthuramalingam

3.T.Sundaram

4.B.Kumar

5.Manimaran

6.The Inspector of Police,
B2, Bazaar Police Station,
Ramanathapuram Town,
Ramanathapuram District.

... Respondents /
Respondents /
Defendants



C.R.P(MD)No.2602 of 2022

Prayer : Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order and decretal order I.A.No. 458 of 2022 dated 10.11.2022 in O.S.No.52 of 2014 on the file of the District Munsif, Ramanathapuram by allowing this civil revision petition.

For Petitioners : Mr.R.Senthilkumar

For Respondents : Mr.S.Vashik Ali
for R.2 & R.4

Mr.Vaikkam Karunanidhi
Government Advocate (Criminal Side)
for R.6

No Appearance for R.5

ORDER

The plaintiff in O.S.No.52 of 2014 on the file of District Munsif Court, Ramanathapuram is the revision petitioner herein. He filed I.A.No.458 of 2022 seeking amendment of the plaint. It was dismissed vide order dated 10.11.2022. Questioning the same, this Civil Revision Petition came to be filed.

2.The amendment in question is a pre-trial amendment. Therefore, liberal approach has to be adopted. In this view of the matter, the impugned order is set aside.



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3.The defendants are permitted to file an additional written statement. The Court below is directed to dispose of the suit on merits and in accordance with law within a period of five months from the next hearing date. I am giving a direction for time bound disposal taking into account the fact that the suit is 10 years old.

4.This Civil Revision Petition is allowed accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

25.10.2024

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

1.The District Munsif Court,
Ramanathapuram.

2.The Inspector of Police,
B2, Bazaar Police Station,
Ramanathapuram Town,
Ramanathapuram District.



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G.R.SWAMINATHAN, J.

MGA

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