



C.R.P.(MD)No.2269 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.08.2025

CORAM

THE HON'BLE MR. JUSTICE M.DHANDAPANI

C.R.P.(MD)No.2269 of 2025

1.Iyappan

2.Rajalakshmi

...Petitioners

Vs.

1.The Tirunelveli District Central

Co-operative Bank Ltd.,

Kadayam Branch,

Represented through its Manager,

Branch Office at Kadayam,

No.5/236, Perumal Kovil Street,

Near Kadayam Bus Stand, Kadayam,

Tenkasi Taluk and District.

2.Central Bank of India,

Alwarkurichi Branch,

Represented Through its Manager,

Branch Office at Alwarkurichi,

Xpuram Shri Paramakalyani College,



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Sivasailam Road, Alwarkurichi,

Tenkasi Taluk and District.

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3.Bajaj Finance Ltd.,
Ambasamuthram Branch,
Represented through its Manager,
Branch Office at Ambasamuthram,
65A, Thilagapuram,
Ambasamuthram,
Tenkasi Taluk and District.

4.Sriram Finance Ltd.,
Ambasamuthram Branch,
Represented through its Manager,
Branch Office at Ambasamuthram,
1st Floor, Gayathri Towers,
78-C, Vadakku Radha Veedhi,
New Colony, Ambasamuthram,
Tenkasi Taluk and District.

5.HBD Financial Services,
Ambasamuthram Branch,
Represented through its Manager,
Branch Office at Ambasamuthram,
D.No.22, First Floor,
S.F.No.229/1A1, Papanasam Main Road,
Opposite Agastiyar Kovil,



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Ambasamuthram,
Tenkasi Taluk and District.
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6.IDFC First Bank,
Represented through its Manager,
Branch office at Ambasamuthram,
2B, Near Rani Higher Secondary School,
Thilagarapuram Main Road,
Ambasamuthram Taluk,
Tenkasi Taluk and District.

7.ESAF Small Finance Bank Ltd.,
Ambasamuthram Branch,
Represented through its Manager,
Branch Office at Ambasamuthram,
Agathiyar Tower, 1st Floor,
Thilagarapuram Main Road,
Ambasamuthram Taluk,
Tenkasi Taluk and District.

...Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of the Constitution of India, praying to set aside the order of return in I.P. Filing No.699 of 2024 on the file of the Principal District Court, Tenkasi dated 20.09.2024 and consequently direct the Principal District Court, Tenkasi to number the I.P. Filing No.699 of 2024 on the file of the Principal District Court, Tenkasi.



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For Petitioners : Mrs.A.Banumathy

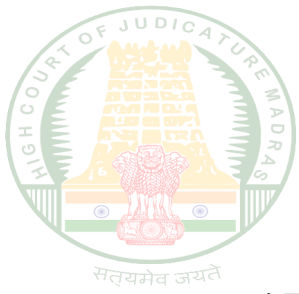
For Respondent No.2 : Mr.C.Karthick

ORDER

This petition has been filed seeking to set aside the order of return in I.P. Filing No.699 of 2024, on the file of the Principal District Court, Tenkasi dated 20.09.2024 and consequently to direct the Principal District Court, Tenkasi, to number the I.P. Filing No.699 of 2024, on the file of the Principal District Court, Tenkasi.

2.Learned Counsel for the petitioners would submit that the petitioners borrowed a loan from the respondents and they were unable to pay the loan amount to the respondents, thereby they presented an insolvency petition under Section 7 and 13 of the Provincial Insolvency Act and the same was returned. Challenging the same, the present Civil Revision Petition has been filed.

3.Learned Counsel for the petitioner would further submit that the return order is vague and without any details. Hence, the petitioners are unable to represent the papers.



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4.This Court perused the return order passed by the trial Court and in the return order, it has been clearly stated that the insolvency petition filed under the aforesaid sections is maintainable as against the Government Banks and Cooperative Society funded by the State Government. Instead of re-presenting the same properly by rectifying the errors, filing a Civil Revision Petition is not maintainable.

5.Accordingly, this Civil Revision Petition is dismissed, with liberty to the petitioners to verify the defects and re-present the insolvency petition in I.P. Filing No.699 of 2024, on the file of the Principal District Court, Tenkasi. There shall be no order as to costs.

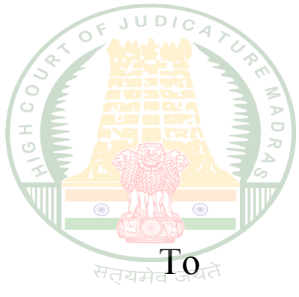
6.Registry is directed to return the original I.P. papers, enabling the petitioners to re-present the same before the trial Court.

20.08.2025

Internet:Yes/No

Index:Yes/No

MR



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To
1.The Principal District Court,
Tenkasi.

2.The Manager,
Tirunelveli District Central
Co-operative Bank Ltd.,
Kadayam Branch,
Branch Office at Kadayam,
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Xpuram Shri Paramakalyani College,
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4.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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M.DHANDAPANI, J.

MR

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