



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.04.2025

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

C.R.P(PD)(MD)No.1353 of 2025

1. Senthil Kumar

2. Kannan

... Petitioners/Appellants/
Defendants 19 and 20

Vs.

1. Kalyani

... 1st Respondent/
1st Respondent/
Plaintiff

2. Jeyamani

3. Kumar

4. Anand

5. Anandaveni

6. Amutharani

7. Murali

8. Muthuraaku

9. Sabapathi

10. Shanmugam

1/10



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY

11. Nedumaran

12. Santhi

13. Murugan

14. Muthulakshmi

15. Nageswari

16. Narayanan

17. Karthikeyan

18. Danalakshmi

19. Sribalan

20. Shanmugavel

21.A.Gubendran

22. Manickam

23.Thomas Peter

24. Muthukrishnan

25.Anantharaman

26. Karuppayi

27. Annalakshmi

28. Mani

2/10



C.R..P.(PD)(MD).No.1353 of 2025

सत्यमेव जयते
WEB COPY

29.Gouri Ganesan

30.Kalyani

31. Raja

32.Susila

33.Lalitha

34. Ramesh

35. Nagasundari

36. Ravichandran

37. Murugan

38. Suba

39. Kaleeswaran

40. Chandrasekar

41. Raju

42. Sulochana

43. Santhi

44. R.P.P.Parthsarathy

45. R.P.P.Kannan

46. Vasantha

47. Bose

3/10



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY 48. Suganya,

49. Veeramadevi

50. Ganesan

51. Thangasamy

52. Kannan

53. Alagammal

54. Pillammal

55. Krishnan

56. City Union Bank,
Branch Manager (Sivagangai Branch),
Office No.149, TSR (Big) Street,
Kumbakonam - 612 001.

57. Kavitha

58. Mari

59. Ilamaran

60. Thirunavukkarasu

61. Renugadevi

62. Ganesan

63. Ibrahim

64. Meenal

4/10



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY 65. Sunthararasan

66. Karuppiah

67. Raaku @ Mahalakshmi

68. Narayanan

69. Muthu

70. Sundari

71. Manju

72. Umadevi

73. Rajakumari

74. Ramya

75. Lakshmanan

76. The Central Bank of India,
Sivagangai Branch,
D.No.4/74, V.O.C. Street,
Sivagangai Town, Sivagangai Taluk,
Sivagangai District.

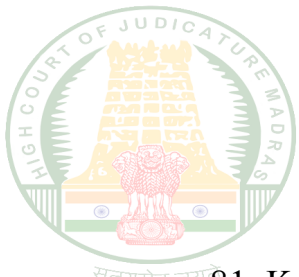
77. Moorthy,

78. Manimekalai

79. Muthulakshmi

80. Rasool Khan

5/10



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY

81. Karthick

82. Jeyalakshmi

83. Vadivukkarasi

84. Machendran

85. Kannan

86. Abdul Malik

87. Pushpam

88. Kala

89. Paulraj

90. The Registrar,
Sivagangai Registration District Office,
Sivagangai Town, Sivagangai District.

91. Sugarni

92. Pandikumar

93. Palaniyandi Servai

94. Baskaran

95. Parthasarathy

96. Pitchai

97. Kavitha

98. Aruna

6/10



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY 99. Ranjitha

... Respondents 2 to 99/
Respondents 2 to 29/
Defendants 1 to 18 and 21 to 101

(The Respondents 2 to 99 are not contesting parties in the appeal,
Hence, the notice on them be dispensed with)

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India, to direct the Sub Court, Sivagangai, to dispose of the Appeal Suit in A.S.No.103 of 2018 filed against the judgment and decree passed in O.S.No. 274 of 2010, dated 09.03.2018, on the file of District Munsif Court, Sivagangai, pending therein within time fixed by this Court.

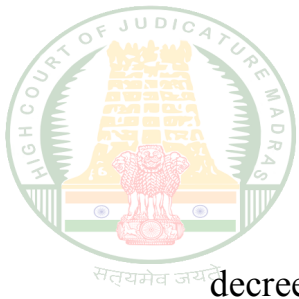
For Petitioners : Mr.H.Arumugam

For R-90 : Mr.S.P.Maharajan
Special Government Pleader

ORDER

The defendants 19 and 20 in O.S.No.274 of 2010, on the file of the District Munsif Court, Sivagangai, have filed the present Civil Revision Petition seeking expeditious disposal of A.S.No.103 of 2018, pending on the file of the Sub Court, Sivagangai.

2. According to the learned counsel appearing for the revision petitioners, the suit has been field for the relief of partition and the suit is



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY

decreed as prayed for. Challenging the same, the defendants 19 and 20 alone have filed the above said first appeal. The other defendants have not chosen to file an appeal. The arguments in the appeal were heard, but later it was *suo motu* reopened on the ground that some of the respondents in the appeal have passed away.

3. According to the learned counsel appearing for the revision petitioners, the defendants who have not challenged the decree, are not necessary parties to the first appeal. Therefore, passing away of those respondents would not in any way be a legal impediment for hearing the first appeal on merits. He further submits that the appellants have filed a memo to the effect that the legal heirs need not be impleaded. He further submits that in case, if the appeal is allowed it will enure to the benefit of the other respondents also, who have not challenged the decree.

4. In view of the above said facts, the learned Subordinate Judge, Sivagangai is directed to dispose of A.S.No.103 of 2018 on or before **31.10.2025**.



C.R..P.(PD)(MD).No.1353 of 2025

WEB COPY

5. With the above said observations, this Civil Revision Petition stands disposed of. There shall be no order as to costs.

25.04.2025

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
ebsi

To

1. The Sub Court,
Sivagangai.
2. The District Munsif Court,
Sivagangai,
3. The Registrar,
Sivagangai Registration District Office,
Sivagangai Town, Sivagangai District.
4. The Section Officer,
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



C.R..P.(PD)(MD).No.1353 of 2025

R.VIJAYAKUMAR,J.

ebsi

C.R.P(PD)(MD)No.1353 of 2025

25.04.2025