

C.R.P(MD)No.2518 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **12.09.2025**

CORAM

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

C.R.P(MD)No.2518 of 2025

and

C.M.P(MD)No.15020 of 2025

Rasappan

... Petitioner/Petitioner/
Plaintiff

Vs.

Muthusamy (Died)

1.Asaithambi

2.Thangaraj

3.Murugesan

Rasappan (Died)

4.Ganesan

5. Susila

6.Saraswathi

7.Rakkayee Ammal

8.Sakunthala

9.Ragupathi

10.Parimala Lakshmi

11.M.Saraswathi

12.V.Selvaraj

13.A.Pitchaimuthu

14.K.Rengasamy

15.K.Eswaran

16.K.Rasammal

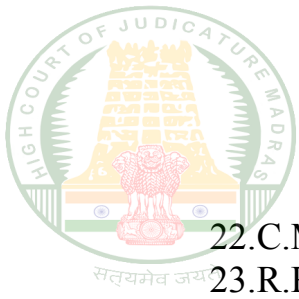
17.K.Ramalingam

18.S.Rajamani

19.M.Dharmaligam

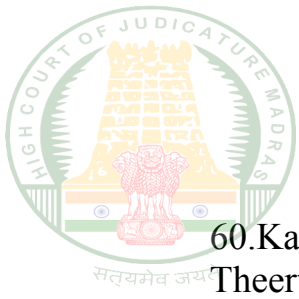
20.Kannammal

21.K.Nallusamy



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- 22.C.Mallika
23.R.Ravi
24.S.V.Karuppusamy
25.Gopalakrishnan
26.Jeganathan
27. K.Maniraj
28. P.Rani
29.N.Thulasiammal
30.K.Parameswaran
31.Rathinam Thangavel
32.Jeevanantham
33.K.Ramesh
34.P.Gunasekaran
35.P. Marimuthu
36.R.Nallammal
37.Raja
38.P.Balakrishnan
39.R.Manoharan
40.T.Valliammal
41.N.Ramasamy
42.Sellammal
43.K.Natarajan
44.G.Arivazhagan
45.P. Palaniyammal
46.R.Shanmugam
S.Ramasamy (Died)
K.Palanisamy (Died)
47.M.Pushpam
48.Shanmugam
49.Pappathi
50.Periyasamy
51.Lakshmi
52.Govindasamy
53.Saraswathi
54.Periyasamy
55.Savithri
56.R.Saraswathi
57.Annathai
58.M.Pappammal
59.Thangammal



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- 60.Kamatachi
Theerthapathi (Died)
61.R.Subramanian
62.M.Manoharan
63.R. Murugesh
R.Pasupathi (Died)
64.P. Nallammal
65.R. Pappayee Ammal
66. R. Lakshmi
67. Mathi
68.Ganesan @ Subramani
69.P.Nallammal
70.P.Mani
71.N.Ramasamy
72.R.Mahesh
73.R.Loganathan
74.R.Poongothai
75.Kamatchi
76.Gowri
77.Gobi
78.Pappathi
79.Nirmala
80.Valarmathi,
81.Palanisamy @ Ramesh

...Respondents/Respondents/
Defendants

PRAYER:Civil Revision Petition is filed under Article 227 of the Constitution of India, to set aside the Fair and Decreetal order dated 19.08.2025 in I.A. No.10 of 2025 in O.S.No.414 of 2004 on the file of the Additional District Munsif, Karur and allow this Civil Revision.

For Petitioner : Mr.V.Nagarajan



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ORDER

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The instant civil revision petition has been filed to set aside the fair and decreetal order dated 19.08.2025 in I.A. No.10 of 2025 in O.S.No.414 of 2004 on the file of the Additional District Munsif, Karur

2. The learned counsel for the petitioner submits that the petitioner had filed a suit for partition, in which, due to inadvertence, certain properties belonging to the family were left out. Hence, he seeks to amend the plaint to include the said properties. He submits that the Trial Court without considering the facts which is an inadvertent error, dismissed the amendment petition. He submits that if the properties are not included, the petitioner will put to irreparable loss and undue action. Therefore, he seeks the interference of this Court with the order impugned in this civil revision petition.

3.I have considered the arguments advanced by the learned counsel for the petitioner and perused the materials available on record.

4. The suit for partition was instituted as early as in the year 2004 and the present amendment application has been filed only in the year



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2025. The reasons attributed by the petitioner is that he was beneficially employed in chennai and that the plaint had been prepared by his wife, who is illiterate. The plaint was verified by the petitioner without understanding the implications in the plaint.

5. The amendment has been sought for to include the suit property without making any amendment to the pleadings as to how the amendment to include the suit property is sought to be made. Further, the proposed amendment also do not value the proposed items of the property and also is not in order. Such amendment is being sought after a lapse of 21 years, for which no reasons has been given by the petitioner. Even admittedly the petitioner had blamed his wife for improper plaint without filing the supporting affidavit from his wife.

6. For the aforesaid reasons, this Court does not find any infirmity in the order passed by the Court below. Accordingly, this civil revision petition stands dismissed.

7. Considering the fact that the suit is of the year 2004, there shall be a direction to the Additional District Munsif, Karur to dispose of the



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suit within a period of 6 months from the date of receipt of a copy of this order. No costs. Consequently, the connected miscellaneous petition is closed.

12.09.2025

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

- 1.The Additional District Munsif Cout,
Karur.
- 2.The Section Officer
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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K.KUMARESH BABU,J.

SN

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