



C.R.P(MD)No.3263 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 06.11.2025

CORAM

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

C.R.P(MD)No.3263 of 2025
and
C.M.P.(MD).No.17976 of 2025

1. VIJAYAKUMAR

2. ANNALAKSHMI

3. VIJAYALAKSHMI

4. SELVI

5. SASIKALA

6. MARUTHUPANIDAN

... Petitioners

Vs.

1. Etop.T.Mallyiekkal
S/o.M.T.Thomas
Thevara Water Front pandit kaaruppam road
Reivera Retreat A72
Cochin, Kerala
Through its Power Agent Ramakrishnan.
Now residing at
T.N.37922
Dr. Konswille
Bingham
United States of America.



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2. Superwind Project Pvt. Ltd.
3rd Floor, Saiheera Mundva Road,
Pune-411 036,
State of Maharashtra,
through its authorized representative
P.N.Ravi,
S/o.Late. Natarajan,
Door No.34/8,
Raghupathi Compound,
T.B.Road, Kamarajar Nagar,
Valliyoor, Tirunelveli District.

3. M/s.Sub Reality (South) Private Limited
1/3, Leo Building, Salaipurud Road,
Opposite to T.V.Tower,
Valliyoor-627 117,
through it's Authorized Signatory,
N.Ayyakutti,
S/o.NambiVengadam,
North Mada Street, Thirukurunkudi Post,
Now residing at
D.No.43, Sannathi Street,
Kallidaikurichi,
Tirunelveli District.

4. Vasantha

5. Nellaiappan
6. The Chief Engineer
Non-Conventional Energy Department
Chennai at 800
Anna Saalai
Chennai - 2.

7. The Superintendent Engineer
Wind Form Development
Maharaja Nagar
Palayamkottai
Tirunelveli - 11.



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8. The State of Tamil Nadu
Represented by the District Collector
Tirunelveli District
Kokkirakulam
Tirunelveli.

... Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, to direct the Principal Subordinate Judge, Tenkasi to expedite the Appeal proceedings in A.S.No.85 of 2025 and dispose of the Appeal Suit on merits and pass appropriate orders.

For Petitioner : Mr.P.M.Vishnu Varthanan

For Respondent
No.8 : Mr.M.Siddharthan
Additional Government Pleader

ORDER

This Civil Revision Petition has been filed seeking a direction to the learned Principal Subordinate Judge, Tenkasi to expedite the disposal of the appeal suit in A.S.No.85 of 2025.

2. Heard the submissions of the learned Counsel for the petitioner and perused the materials available on record.

3. Considering the fact that an appeal suit has been filed seeking to set aside the fair and decreetal order passed by the Principal District



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Munsif, Tenkasi in E.A.No.4 of 2023 in E.P.No.56 of 2022 dated 11.07.2025 and in the said E.A.No.4 of 2023, an obstruction petition has been filed, there shall be a direction to the learned Principal Subordinate Judge, Tenkasi, to dispose of the appeal suit in A.S.No.85 of 2025 as expeditiously as possible, but however, not later than twelve weeks from the date of receipt of a copy of this order. Till the disposal of the aforesaid Appeal Suit all further proceedings in E.A.No.4 of 2023 on the file of the Principal District Munsif Court, Tenkasi, shall kept in abeyance.

4. With the above directions, this Civil Revision Petition is disposed of. In view of the limited order passed in this Civil Revision Petition, notice to the respondent Nos.1 to 7 is hereby dispensed with. No costs. Consequently, connected miscellaneous petition is closed.

06.11.2025

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

- 1.The Principal Subordinate Judge, Tenkasi.
2. The Principal District Munsif, Tenkasi
- 3.The Section Officer
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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K.KUMARESH BABU, J.

This case is listed under the caption “For being mentioned” at the instance of the learned counsel for the petitioner.

2. The learned counsel for the petitioner submits that E.A. has already been disposed of. Therefore, there is no necessity to keep E.A.No.4 of 2023 in abeyance.

3. In view of the same, the last sentence in Paragraph No.3 of the order dated 06.11.2025 shall stand deleted and the following line shall be substituted as last sentence in Paragraph No.3 of the order dated 06.11.2025.

“Till the disposal of the aforesaid Appeal suit all further proceedings in E.P.No.56 of 2022 on the file of the Principal District Munsif Court, Tenkasi, shall be kept in abeyance.”

4. Registry is directed to carry out necessary corrections and issue fresh order copy to the parties.

24.11.2025

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K.KUMARESH BABU, J.

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