



CRP(MD). No.3654 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 03.12.2025

CORAM

THE HONOURABLE MR. JUSTICE N.SENTHILKUMAR

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1.Rahimal Pathu

2.Syed Ali Fathima

3.Abdul Raheem

4.Sickandar Patcha

5.Waseem

6.Jahubar Ali

... Petitioners

Vs

Asiyal Beevi

... Respondent

PRAYER :-Civil Revision Petition filed under Article 227 of the Constitution of India, to call for the records and set aside the order dated 04.07.2025 passed in unnumbered A.S.SR.No.7822 of 2024 on the file of Principal District Court, Tirunelveli and to direct the Principal District Judge, Tirunelveli to take on file the same.

For Petitioner : Mr.G.Prabhu Rajadurai for
Ms.K.Swathini



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ORDER

Heard Mr.G.Prabhu Rajadurai, learned counsel representing Ms.K.Swathini, learned counsel for the petitioner.

2.Though this Civil Revision Petition has been filed challenging the order, dated 04.07.2025, passed in unnumbered A.S.SR.No.7822 of 2024 on the file of Principal District Court, Tirunelveli, by which, the appeal memorandum filed by the petitioners, challenging the judgment and decree passed in O.S.No.276 of 1992 on the file of the Additional Subordinate Court, Tirunelveli, dated 21.11.1996, has been rejected, stating that after providing sufficient opportunity to the appellants to rectify the defects, they have failed to utilize the same and ingeniously represented the appeal memorandum without rectifying the defects by making false endorsement as if all the defects have been rectified, considering the fact that such return of an appeal memorandum, seeking to set aside the order passed by the trial Court, cannot be made, as it only defeats the rights of the party, this Court directs the petitioners to file an application/petition before the Principal District Court, Tirunelveli, explaining the reasons as to why the petitioners failed to rectify the



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defects as directed by the first appellate Court and with regard to the allegation of making a false endorsement, within a period of two weeks from the date of receipt of a copy of this order and the learned Principal District Judge, Tirunelveli, is also directed to consider and dispose of the same on merits and in accordance with law, within a period of two weeks thereafter.

3. With the aforesaid directions, this Civil Revision Petition is disposed of. No costs.

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

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Note : Registry is directed to return the original appeal memorandum of grounds to the learned counsel for the petitioners, after getting an endorsement.



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N.SENTHILKUMAR, J.

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To

The Principal District Judge, Tirunelveli.

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