



C.R.P.No.945 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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Dated: 23.02.2026

CORAM:

THE HONOURABLE MR.JUSTICE P.B.BALAJI

C.R.P.No.945 of 2026

and

CMP.No.5050 of 2026

1. J.Christiana
2. J.Christopher

... Petitioners

Vs.

- 1.V.R.Devarajan
2. The Tahsildar,
Coimbatore North,
Dr.Balasundaram Road,
Coimbatore – 18.
3. The Regional Transport Officer,
O/o. Regional Transport Office (South),
Radhakrishna Mil Road,
Peelamedu, Coimbatore – 641 004.
4. Tamil Nadu Housing Board,
Rep. by its Executive Engineer and
Administrative Officer,
Tata Bad, Coimbatore – 641 012.
5. The Transport Commissioner,
O/o. Transport Commissioner,
Chepauk, Ezhilagam,
Chennai – 600 005.

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6. The Directorate of Pension Office,
259, Anna Salai, 3rd Block, 2nd Floor,
Teynambet,
Chennai – 600 005.

... Respondents

Prayer:- Civil Revision Petition filed under Article 227 of Constitution of India, to set aside the judgement and decree dated 24.11.2025 made in O.S.No.2666 of 2013 on the file of the learned third Additional District Munsif Court, Coimbatore.

For Petitioners : Mr.N.Manoharan

For Respondents : Mr.A.Anand,
(Government Advocate (for R2 & R3))

ORDER

This Civil Revision Petition has been filed under Article 227 of the Constitution of India seeking to set aside the judgment and decree passed in O.S.No.2666 of 2013 on the limited ground that the learned Trial Judge failed to take into consideration the judgment of the Division Bench in W.A.No. 278 of 2023 dated 15.04.2025.

3. Even according to the learned counsel for the petitioners, the decree was passed against defendants 1 and 2 declaring that they are not

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the adopted children of the deceased Gracy, and simultaneously declaring the plaintiff as the sole legal heir of the said deceased Gracy. A decree for permanent injunction has also been granted restraining disbursal of pensionary benefits to defendants 1 and 2.

4. An effective statutory remedy of First Appeal under Section 96 CPC is available to the petitioners to canvass all grounds challenging the findings of the Trial Court. Instead of availing the said remedy, the petitioners have straightaway invoked the supervisory jurisdiction of this Court under Article 227 of the Constitution of India.

5. In view of the above, this Court is not inclined to entertain the present Revision, as an efficacious alternative remedy is available to the petitioners. It is, however, open to the petitioners to prefer an appeal, and in the event of any delay, to file an appropriate application under Section 14 of the Limitation Act seeking exclusion of the period spent in prosecuting the present Revision before this Court. The Appellate Court shall consider the same on its own merits and in accordance with law.



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6. In the result, this Civil Revision Petition is dismissed with the above observation. Consequently, the connected miscellaneous petition is closed. No costs.

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Index : Yes/No
Neutral Citation : Yes/No
Speaking/Non-Speaking Order
kv

To

1. The Additional District Munsif Court, Coimbatore.
2. The Tahsildar,
Coimbatore North,
Dr.Balasundaram Road,
Coimbatore – 18.
3. The Regional Transport Officer,
O/o. Regional Transport Office (South),
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