



WEB COPY

CRP No. 1709 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-04-2026

CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1709 of 2026

and

CMP.No.7853 of 2026

1. E.Subramanian

S/o. Late E.Elumalai Mudaliar,
No.8/14, Kumaraguru 1 Street,
Lakshmipuram, Thiruvanmiyur,
Chennai 41.

2. E.Ramesh

S/o. Late E.Elumalai Mudaliar,
No.8/14, Kumaraguru 1 Street,
Lakshmipuram, Thiruvanmiyur,
Chennai 41.

3. E.Mahesh

S/o. Late E.Elumalai Mudaliar,
No.8/14, Kumaraguru 1 Street,
Lakshmipuram, Thiruvanmiyur,
Chennai 41.

4. M.Kanchana

W/o. R.Muthu Kumaran, No.1A,
Lakshminagar, Jafferkhanpet, West
Saidapet, Chennai 83.

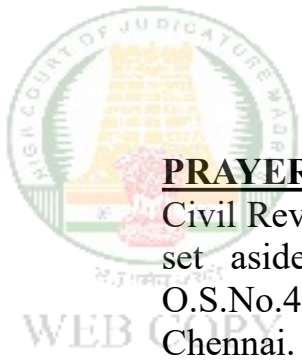
Petitioner(s)

Vs

1. V.Mohana

W/o. Viswanathan, 31/16, Thiruvallur
Street, Nehru Nagar, Velachery,
Chennai 42.

Respondent(s)

**PRAYER**

Civil Revision Petition filed under Article 227 of Constitution of India, prays to set aside the order dated 12.02.2026 passed in I.A.No.11 of 2025 in O.S.No.4961 of 2020, on the file of learned XVII Additional City Civil Court, Chennai.

For Petitioner(s): Mr.P.K.Ganesh

For Respondent(s):

ORDER

The revision petitioners have filed this revision to set aside the order dated 12.02.2026 passed in I.A.No.11 of 2025 in O.S.No.4961 of 2020, on the file of the XVII Additional City Civil Court, Chennai.

2. Before the trial Court, the petitioners filed I.A.No.11 of 2025 in O.S.No.4961 of 2020 to reopen the case, which was closed on 30.01.2026. The learned trial Judge dismissed the application on the ground that the petitioners failed to pay the cost imposed by the Court.

3. The learned counsel submitted that the petitioners had contested the suit by raising valid defences. He further submitted that an opportunity was granted to issue summons to witnesses, and unless the case is reopened, the petitioners would be prejudiced in establishing their case. It is also brought to the notice of this Court that the parties are from an economically weaker background and are unable to pay the cost of Rs. 3,000/-.



4. Considering these aspects, this Court is inclined to set aside the order of the trial Court and allow the I.A.No.11 of 2025 in O.S.No.4961 of 2020, on the file of the XVII Additional City Civil Court, Chennai. The imposition of cost is also set aside, taking into account the economic condition of the parties. Both parties are directed to co-operate for the early disposal of the suit, which is pending from the year 2020.

5. Accordingly, the Civil Revision Petition is allowed. Consequently, the connected miscellaneous petition is closed. No Costs.

01-04-2026

Index:Yes/No
Speaking/Non-speaking order
Internet:Yes
Neutral Citation:Yes/No
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To

1.V.Mohana

W/o. Viswanathan, 31/16, Thiruvallur
Street, Nehru Nagar, Velachery,
Chennai 42.

2. The XVII Additional Judge,
City Civil Court, Chennai.

3. The Section Officer, VR Section,
High Court of Madras.



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T.V.THAMILSELVI J.
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