



WEB COPY

CRP No. 3200 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-06-2026

CORAM

THE HON'BLE MR JUSTICE ABDUL QUDDHOSE

CRP No. 3200 of 2026

1. N.Devika

2. S.Radha

..Petitioner(s)

Vs

1. The District Collector of Thiruvallur
Thiruvallur Collectorate Building
J.N.Road,
Thiruvallur 602 001

2. The Tahsildhar
Madhavaram Taluk,
Gandhi Road,
Puzhal, Madhavaram,
Chennai - 600 066

3. The Revenue Inspector
Madhavaram Taluk,
Gandhi Road,
Puzhal, Madhavaram,
Chennai - 600 066

4. N.Gnanambai

5. N.Manavalan

6. M.Rajeshwari

7. N.Mohankumar

..Respondent(s)

To pass an order to set aside the impugned non-maintainability order dated 04.03.2026 passed in the suit in OS SR No.85 of 2026 on the file of



the District Munsif cum Judicial Magistrate Court, Madhavaram and allow this Civil Revision Petition with a direction to number the plaint in OS SR No.85 of 2026.

For Petitioner(s): Ms.G.Kiruthika

For Respondent(s): Mr.V.Balakrishnan,GA
For R1 to R3

Order

This Civil Revision Petition has been filed, challenging the docket order returning the plaint filed by the petitioners on the ground that the suit is not maintainable.

2.Learned counsel for the petitioners has made an endorsement stating that the suit is maintainable. According to the petitioners, despite the same, the Trial Court has not numbered the suit. Admittedly, as seen from the impugned docket order dated 04.03.2026, it is a non-speaking order with regard to the contentions raised by the petitioners in this petition.

3.Necessarily, the petitioners must be granted an opportunity to raise all their contentions with regard to the maintainability of the suit and the Trial Court will have to consider the same, on merits and in accordance with law and only thereafter, decide as to whether the suit is maintainable or not.



4. Since the impugned order is not a speaking order, this Civil Revision Petition is disposed of by directing the petitioners to re-present the suit before the very same Trial Court i.e. the District Munsif cum Judicial Magistrate Court, Madhavaram in O.S.SR. No.85 of 2026 within a period of one week from the date of receipt of the re-presentation of the plaint along with the documents within the stipulated time.

5. The registry of the District Munsif cum Judicial Magistrate Court is directed to post the suit in O.S.SR. No.85 of 2026 'for maintainability', within a period of two weeks from the date of re-presentation of the plaint by the petitioners and the Trial Court shall hear the arguments of the learned counsel for the petitioners with regard to the maintainability of the suit. If the Trial Court decides that the suit is maintainable, it shall number the suit and issue summons to the defendants and if the Trial Court finds that the suit is not maintainable, it shall pass a speaking order with regard to the contentions of the petitioners.

6. The Registry is directed to return the original plaint to the learned counsel for the petitioners to enable her to re-present the plaint before the Trial Court. With the above observation, this Civil Revision Petition is disposed of. No costs.

11-06-2026

VGA



ABDUL QUDDHOSE J.

VGA

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Chennai - 600 066
4. The District Munsif cum Judicial Magistrate Court, Madhavaram
5. The Section Officer, VR Section,
High Court, Madras.

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