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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

Case QR

CORAM

THE HON'BLE MR.JUSTICE S. SOUNTHAR

CRP No. 6974 of 2026 and
CMP No.29979 of 2026

CNR: {HCMA012640602026}

K.Govindaraji, S/o Kuppusamy,
Raja Veethi, Arappandakuppam Village,
Devasthanam Post, Vaniyampadi Taluk,
Tirupattur District.

..Petitioner(s)

Vs

1. The District Collector
   Tirupathur District.

2. The Tahsildar
   Vaniyambadi Taluk,
   Tirupathur District

3. The Village Administrative Officer
   Jafarabad Village,
   Vaniyambadi Taluk,
   Tirupathur District.

   (No Notice or Summons to be served in this CRP on the respondents because the suit was rejected at the unnumbered Stage)

..Respondent(s)

Prayer: Civil Revision Petition is filed under Section 115 of CPC to call for the records and set aside the order made in unnumbered O.S.Nil of 2026 dated 14.10.2026 on the file of the District Munsif Court at Vaniyambadi, Thirupattur District and consequently direct the Trial Court to number the suit and decide the same on merits.

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For Petitioner(s): Mr. K.Premkumar

ORDER

This Civil Revision Petition has been filed challenging the order passed by the District Munsif, Vaniyambadi, Thirupattur District, rejecting the plaint filed by the petitioner, even without numbering the same.

2. The petitioner filed a suit seeking declaration of title and injunction against the respondents and the said suit was rejected by the Trial Court, by order dated 14.10.2026, even without numbering the same, on the ground that the plaint filed by the petitioner was barred by Section 14 of the Tamil Nadu Land Encroachment Act, 1905.

3. As per Section Section 2(2) of CPC, an order, rejecting a plaint is a deemed decree. Hence, the petitioner is entitled to file a regular appeal before the first appellate court, challenging the impugned order. Therefore, this court is not inclined to entertain this civil revision petition.

4. Accordingly, this civil revision petition is dismissed. There shall be no order as to costs. Connected miscellaneous petition is closed. Liberty is granted to the petitioner to file a regular appeal before the first appellate court, challenging the order of rejection of plaint. The petitioner is entitled to exclude

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the period spent by him in prosecuting this civil revision petition before this court i.e. from 30.10.2026 till the date of receipt of copy of this order for the purpose of computing the period of limitation for filing the regular appeal. Registry is directed to return the original impugned order to the counsel for the petitioner.

04-11-2026

Note: Issue order copy today (04.11.2026)

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

MST

To

The District Munsif, Vaniyambadi,
Thirupattur District.

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S.SOUNTHAR, J.

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