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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.06.2026

CORAM

THE HON'BLE MR. JUSTICE S.SOUNTHAR

C.R.P.(MD)No.1643 of 2026

1.R.Ashok Kumar
2.Mangalambigai

.. Petitioners

Vs.

1.R.Suresh

2.The Commissioner,
Municipal Office
Chinnamanur.

.. Respondents

PRAYER: Civil Revision Petition is filed under Article 227 of Constitution of India, to direct the Sub Court, Uthamapalayam, for disposing the suit in O.S.No.493 of 2023 within the time frame that may be stipulated by this court.

For Petitioners : Mr.A.Karthick

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ORDER

This Civil Revision Petition has been filed seeking a direction for expeditious disposal of O.S. No. 493 of 2023.

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2.The petitioners have filed the suit seeking declaration of title and recovery of possession against the respondents. It is seen from the records that the first defendant is contesting the suit and has filed the written statement as early as on 03.01.2025. However, the second defendant, being a formal party, has not filed a written statement till date, despite several adjournments.

3.It is further seen from the plaint that the relief of declaration of title and recovery of possession is sought only against the first defendant, and no substantive relief is claimed against the second defendant, who is only a formal party.

4.In view of the fact that the written statement of the contesting defendant has already been filed and no relief is sought against the second defendant, the learned Subordinate Judge, Uthamapalayam, is directed to consider the same and take appropriate steps for early disposal of the suit. Insofar as the second defendant, being a formal party, the trial Court shall fix a time frame for filing written statement. If no written statement is filed, then the trial Court is at liberty to proceed with the case in accordance with law. In view of the same, the trial Court is directed to dispose of the suit in O.S.No.493 of 2023 as expeditiously as possible.

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5.With the above direction, this Civil Revision Petition stands disposed of. No costs.

29.06.2026

Index :Yes / No
Internet :Yes / No
NCC :Yes / No
skn

To
1.The Sub Court, Uthamapalayam.

2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.

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S.SOUNTHAR, J.

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