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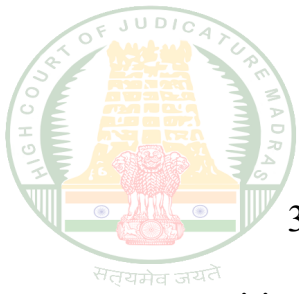
C.R.P.No.437 of 2023

C.R.P.No.437 of 2023
and
C.M.P.No.3670 of 2023

SATHI KUMAR SUKUMARA KURUP, J

This Civil Revision Petition is filed to set aside the order and decretal order dated 25.11.2022 in I.A.No.01 of 2021 in O.S.No.1735 of 2009 on the file of the learned Principal District Munsif, Coimbatore.

2. It is the contention of the learned Counsel for the Revision Petitioner that the second Defendant in the suit had filed I.A.No.01/2021 seeking to reject the plaint in O.S.No.1735 of 2009. The Learned Sub Judge, Coimbatore, had dismissed the said Interlocutory Application, after conducting inquiry that there was a Civil Revision Petition based on the earlier order passed by the Learned District Munsif, wherein this Court had issued and directed the Court below to dispose of the case within a specified time frame. Therefore, in the light of the above order, the Interlocutory Application filed by the second Defendant in I.A.No.01 of 2021 was dismissed on 25.11.2022. Now, the second Defendant in the suit had filed this Civil Revision Petition seeking to set aside the impugned order passed in I.A.No.01/2021 in O.S.No.1735 of 2009, dated 25.11.2022.



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3. The first Respondent has entered appearance by filing caveat petition. The Revision petitioner is directed to furnish copies to the 1st Respondent/Caveator before 01.03.2023. The Learned District Munsif, Coimbatore shall not proceed with the Trial in the suit till the present Civil Revision Petition is disposed of.

4. Issue notice to the Respondents 2 & 3 returnable by 24.03.2023. Private notice and also notice on Counsels before the Trial Court is also permitted.

5. Post the case on 24.03.2023.

23.02.2023

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