



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-03-2026

WEB COPY

CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1847 of 2026

AND

CMP NO. 8291 OF 2026

1. S.R.Kolandasamy,
S/o. Ramasamy Gounder, Door No.13,
Puliyanthottam, Thalaiyampalayam,
Chennapuram Post, Thudupathi Via,
Perundurai Taluk, Erode District. and 2
Others

2. P.Muthamizhselvan,
S/o.Ponnusamy, Door No.132,
Ayyanthottam, Pattakaranpalayam
village, Thudupathi Via, Perundurai
Taluk, Erode District.

3. K.Anitha,
W/o.Kumanan, Door No.333, Sri
Marappa Vilas, Perumugai Pudur,
Perumugai, Kallipatti,
Gobichettipalayam Taluk, Erode
District.

Petitioner(s)

Vs

1. E.D.Karthick,
S/o. Duraisamy, Door No.10/69,
Ellapanayakkanpalayam, Vellankoil
Post, Gobichettipalayam Taluk, Erode
District.

2.V.Sharmila,
W/o.E.D.Karthick, Door No.10/69,
Ellapanayakkanpalayam, Vellankoil
Post, Gobichettipalayam Taluk, Erode
District.



3.A.Pragadheeswaran,
S/o.Anandan, Door No.116/1,
S.P.Nagar, Palkarar Thottam, Gudan
Nagar, Gobichettipalayam Taluk, Erode
District. Arachalur via, Elavanatham
Post, Erode Taluk, Erode District.

Respondent(s)

CRP No. 1847 of 2026

PRAYER

To set aside the Impugned Order made in I.A.No.201 of 2025 in O.S.No.21 of 2025 dated 17.12.2025 on the file of the District Munsif cum Judicial Magistrate Court, Uthukuli and allow this Civil Revision Petition and pass such other order or orders as this Honble Court may deem fit and proper in the circumstances of the case and thus render justice.

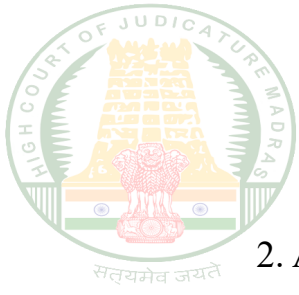
CRP No. 1847 of 2026

For Petitioner(s): MR.M.Venkadesh Kumar

For Respondent(s):

ORDER

The learned counsel for the petitioners submit that the petitioners filed I.A.No.201 of 2025 in O.S.No.21 of 2025 on the file of the District Munsif cum Judicial Magistrate Court, Uthukuli, seeking to reject the plaint on the ground that suit as such is not maintainable both in law and facts. As a agreement holder the plaintiffs not opted to file suit for specific performance simply filed suit as if they are in possession of the suit property for bare injunction. Even the plaintiffs admit that the suit property is under the possession of another promoter. But the Court below without appreciating the above facts erroneously dismissed the application. Hence, he prays to allow this petition.



2. Admit. Issue notice to the respondent returnable by 29.04.2026. Private notice is also permitted. Post the matter on 29.04.2026, till then, O.S.No.21 of 2025 pending on the file of the District Munsif cum Judicial Magistrate Court, Uthukuli, is ordered to be stayed.

27-03-2026

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

The District Munsif cum Judicial Magistrate Court, Uthukuli



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CRP No. 1847 of 2026



T.V.THAMILSELVI J.
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