



C.R.P.No.2193 of 2023

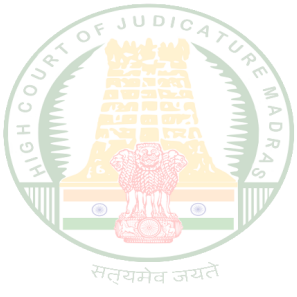
C.R.P.No.2193 of 2023
and C.M.P.No.13275 of 2023

Dr. D. NAGARJUN, J.

This Civil Revision Petition is filed aggrieved by the orders passed in Tr.O.P.No.25 of 2023, dated 06.04.2023, on the file of the Principal District Judge, Erode.

2. The O.S.No.72 of 2013 is filed for partition and declaration and for other ancillary reliefs in respect of 15 items of schedule of properties. Tr.O.P.No.25 of 2022, was allowed by the learned Principal District Judge, Erode and transferred O.S.No.72 of 2013 from the file of the II Additional District Judge, Erode, Bhavani, to the file of the Principal District Judge, Erode, for joint or simultaneous trial along with Land Acquisition Original Petition in L.A.O.P.No.25 of 2020 pending on the file of the Principal District Judge, Erode.

3. It is submitted by the learned counsel for the petitioner that O.S.No.72 of 2013 is ripe for trial whereas O.P.No.25 of 2020 is filed recently and there by it take long time to dispose of O.P.No.25 of 2020. It is also submitted that only one of the parties in O.S.No.72 of 2013 is party in L.A.O.P.No.25 of 2020, as second defendant in O.S.No.72 of 2013 was impleaded as one of the respondent in L.A.O.P.No.25 of 2020, and aggrieved by the same, C.R.P is filed by the petitioner



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and same is pending. It is submitted that O.S.No.72 of 2013 is pending in Civil Court whereas O.P.No.25 of 2020 is pending on the file of the Land Acquisition Tribunal for two different reliefs and hence both cannot be clubbed. Considering circumstances, this Civil Revision Petition is admitted. Issue notice to the respondents. Private notice is also permitted.

4. List the matter on 24.07.2023.

28.06.2023

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28.06.2023