



CRP No. 3729 of 2026

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31-07-2026

CORAM

THE HON'BLE MR JUSTICE ABDUL QUDDHOSE

**CRP No. 3729 of 2026
AND
CMP NO. 16167 OF 2026**

Gobi Muthusamy

..Petitioner

Vs

1. Palanisamy
2. Selvaraj
3. A.S.Angammal

..Respondents

Prayer : Civil Revision Petition is filed under Article 227 of Constitution of India, praying to Set aside the Fair and Decreetal order dated 27.04.2026 passed in I.A.No.04 of 2026 in O.S.No.02 of 2021 on the file of the learned District Munsif, Kumarapalayam.

For Petitioner : Mr.G.Kesavan

For Respondents : Mr.S.Sadasharam
for M/s.S.Kolandasamy [R1 & R2]

ORDER

This Civil Revision Petition has been filed challenging the impugned order dated 27.04.2026 passed by the District Munsif Court, Kumarapalayam in I.A.No.4 of 2026 in O.S.No.2 of 2021.



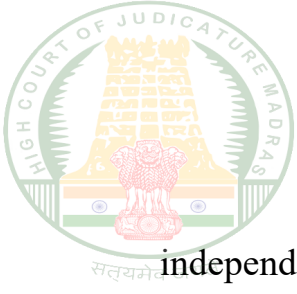
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2. In the aforesaid order, the application filed by the petitioner/3rd party seeking to implead himself as a party defendant in the suit under Order I Rule 10(2) of CPC has been dismissed. The petitioner claims to be a subsequent purchaser and he claims that he is a necessary party for the effective adjudication of the suit.

3. It is now brought to the notice of this Court by the learned counsel appearing for the respondents 1 and 2 that, subsequent to the passing of the impugned order, dismissing the petitioner's application, the petitioner has filed a separate suit in O.S.No.327 of 2026 on the file of the II Additional District Court, Tiruchengode against the respondents 1 and 2/plaintiff in O.S.No.2 of 2021, seeking for a declaration that the petitioner is the absolute owner of the suit schedule properties. The properties involved in the suit in O.S.No.2 of 2021 as well as O.S.No.327 of 2026 are one and the same.

4. Since the petitioner has already filed a civil suit after passing of the impugned order, there is no requirement for this Court to decide this revision. Accordingly, this Court, after recording the fact that the petitioner has filed an



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independent civil suit subsequent to the filing of the impugned order, is disposing of this Civil Revision Petition by granting liberty to the petitioner to workout his remedy in the civil suit in O.S.No.327 of 2026 filed against the respondents 1 and 2 herein. No costs. Consequently, the connected miscellaneous petition is closed.

31-07-2026

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

To

The District Munsif Court,
Kumarapalayam.



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ABDUL QUDDHOSE J.

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