



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-10-2025

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CORAM

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

CRP No. 4797 of 2025

AND

CMP No. 24233 OF 2025

V.Arumugam

S/o.Venkatappanaidu, D.No.110/3,
Therveethi, Anthiyur Town, Anthiyur
Village, Anthiyur Tk, Erode Dist.

Petitioner(s)

Vs

SATHURAGIRI

S/o.Chinnathambi, D.No.35, Anna
Salai, Thavittupalayam, Anthiyur
Village, Anthiyur Tk, Erode Dist.

Respondent(s)

CRP No. 4797 of 2025

PRAYER

To set aside the order passed by the Honourable District Munsif, Anthiyur, Erode Dist in IA.No.10/2024 in OS.No.14/2019 dated 19.8.2025 and pass such further or other orders as this Honble Court.

CMP No. 24233 of 2025

PRAYER

To grant an order Ad-Interim Stay the further proceedings in OS.No.14/2019 on the file of Honourable District Munsif, Anthiyur, Erode Dist.

For Petitioner(s): Mr.P.Chandrasekaran



ORDER

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The application filed to cross examine the Advocate Commissioner has been dismissed by the learned trial Judge. Hence the revision.

2. In terms of Order XXVI Rule 10(2) of CPC, any party to the suit with the permission of the Court, is entitled to cross-examine the Advocate Commissioner on his/her report. *Prima facie*, I am of the view that the view taken by the learned Judge might not be in accordance with the said provision.

3. Hence, issue notice to the respondent returnable in three weeks. Private notice is also permitted. In addition, the learned counsel shall also take notice on the counsel who represents the respondent in the Court below.

4. There shall be an order of interim stay for a period of three weeks. In case, the petitioner does not complete service as directed above, the interim stay will not be extended.

Post after three weeks.

03-10-2025

mmi/gya



To

The District Munsif Court

Anthiyur

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CRP No. 4797 of 2





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CRP No. 4797 of 2



V. LAKSHMINARAYANAN., J.

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CRP No. 4797 of 2025

03-10-2025