



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-01-2026

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CORAM

THE HON'BLE DR.JUSTICE R.N.MANJULA

**CRP No. 5469 of 2025
and C.M.P. No. 27553 of 2025**

1. Muthu
W/o Appavu Gounder,
No 170, Banglow Street,
Tiruchengode Town, Namakkal District.
2. Kannagi
W/o. Saravanan,
D/o. Muthu,
Panamarathupatty, Pettaipalayam Village,
Moganur Taluk, Namakkal District.

..Petitioner(s)

Vs

V. Praba
W/o S.P.Velumani,
Goundaiyankadu, Makkiripalayam,
Sowthapuram Village, Tiruchengode Taluk,
Namakkal District.

..Respondent(s)

PRAYER – This Civil Revision Petition is filed under Article 227 of the Constitution of India to set aside the fair and final order dated 04.07.2025 made in I.A. No.7 of 2025 in O.S. No.38 of 2009 passed by the Additional Sub Court, Tiruchengode.

For Petitioners:

Mr.B.Jawahar



ORDER

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This Civil Revision Petition has been filed challenging the orders of the learned Additional Subordinate Judge, Tiruchengode made in I.A. No.7 of 2025 in O.S. No.38 of 2009 dated 04.07.2025.

2.Heard the learned counsel for the petitioners and perused the entire materials available on record.

3.The revision petitioners are the defendants 2 and 4. The suit has been filed by the respondent/plaintiff for the relief of partition. In fact the defendants have already filed their written statement. On perusal of the orders of the Trial Court, it is seen that the revision petitioners/defendants 2 and 4 have already been given with sufficient opportunity to set out their defence. The Trial Court has observed that the petitioners cannot be allowed to enjoy the pleasure of repeating the same contentions in the written statement by way of filing additional written statement. The defendants have already been given with the opportunity to file the written statement. The additional written statement which is now sought to be filed, will also have repetition of the pleadings filed by them already. The defendants can avail the opportunity to cross examine the plaintiff



side witnesses even without filing additional written statement. No convincing reason has been stated for filing additional written statement. Hence, it is right for the Trial Court to dismiss the application I.A. No.7 of 2025.

4.In the result, this Civil Revision Petition fails and the same is dismissed.

No costs. Consequently, connected Miscellaneous Petition is closed.

21-01-2026

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

GSA

To

The Additional Subordinate Judge,
Tiruchengode.



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DR.R.N.MANJULA, J.

GSA

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