



WEB COPY

CRP No. 5825 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-03-2026

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 5825 of 2025

AND

CMP No. 28917 of 2025

1. D.Mangilal
Res at Door No.100, Mount Road, Coonoor,
The Nilgiris.
2. D.Tejaraj
Res at Door No.100, Mount Road, Coonoor,
The Nilgiris.
3. D.Maveerchand
Res at Door No.100, Mount Road, Coonoor,
The Nilgiris.

..Petitioner(s)

Vs

J.Javarilal Parekh
Gyan Villa No.19, Mount Pleasant Road, Coonoor,
The Nilgiris.

..Respondent(s)

CMP No. 28917 of 2025

1. D.Mangilal
Res at Door No.100, Mount Road, Coonoor,
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The Nilgiris.



CRP No. 5825 of 2



..Appellant(s)

Vs

J.Javarilal Parekh

Gyan Villa No.19, Mount Pleasant Road, Coonoor,
The Nilgiris.

..Respondent(s)

CRP No. 5825 of 2025

To set aside the Order dated 13.10.2025 of the Court of Ld.District Judge, Nilgiris District at udhagamandala made in Tr.OP.No.29 of 2025.

CMP No. 28917 of 2025

To grant stay on the operation of the Impugned transfer Order dated 13.10.2025 passed by the District Judge, Nilgiris District at udhagamandala made in Tr.OP.No.29 of 2025 until the final disposal of the present CRP.

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For Petitioner(s): Mr.Surya Teja SS Nalla

For Respondent(s): Mr.L.Mouli

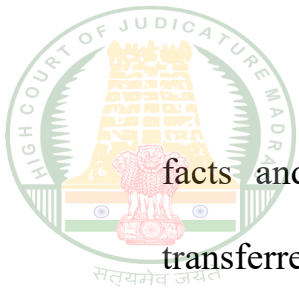
ORDER

This Civil Revision Petition has been filed to set aside the order dated 13.10.2025 made in Tr.OP.No.29 of 2025. passed by the learned District Judge, Nilgiris District at Udthagamandalam,



2. The learned counsel for the petitioners would submit that during the pendency of the suit in O.S. No.26 of 2021 on the file of the District Munsif Court, Coonoor, the said Court premises has been shifted temporarily to the complex at Applebe Road, Coonor leased by the Judiciary from the Legal heirs of late Dr. Ravinderkumar, with no ownership or control by the petitioners. However, on the general apprehension of the respondent, the Trial Court allowed the transfer petition transferring the case to District Munsif Court, Udhagamandalam from District Munsif Court, Coonoor, ignoring the procedural delays, and the presiding District Munsiff's affirmation of impartiality.

3. Per contra, the learned counsel for the respondents would submit that the 3rd petitioner is a practising advocate in Coonoor and the present building in which District Munsif Court, Coonoor is functioning has been let out on rent to the Judicial Department by the relatives of the petitioners and so the respondent is feeling uncomfortable to visit the Court for conducting his suit and he also has apprehension that the petitioners might intervene in the pronouncement of Judgment by the learned District Munsif, Coonoor in the said case and in order to avoid future contradiction about the credibility of the Judgment to be pronounced in the said Court, he filed the aforesaid Transfer application before the Trial Court to transfer the case. The Trial Court after considering the entire

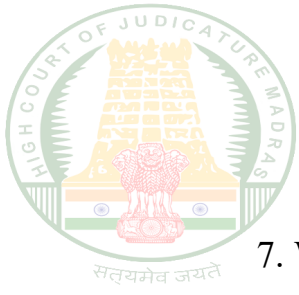


facts and circumstances of the case, rightly allowed the application and transferred the case to the District Munsif Court, Udhagamandalam in the interest of Justice. Hence, this Civil Revision petition is liable to be set aside.

4. Heard both sides and perused the materials available on record.

5. On perusal of the records, it is seen that the 3rd petitioner is a practising Advocate in the District Munsif Court, Coonoor and relatives of the petitioners have let out the building to the Judicial Department in which presently the District Munsif Court, Coonoor is functioning. Hence, considering the apprehension of the respondent herein that the petitioners might interfere in the administration of justice by the learned District Munsif, Coonoor, the Trial Court, has rightly transferred the case to the Court of District Munsif Court, Udhagamandalam, which is justifiable and no interference is warranted.

6. Having considered the facts and circumstances of the case and submissions made by the learned counsel for both parties, the District Munsif Court, Udhagamandalam is hereby directed to dispose of the main case in O.S. No.26 of 2021 in accordance with law, within a period of four months from the date of receipt of copy of this order.



7. With the aforesaid directions, this Civil Revision petition is disposed of. No costs. Consequently. Connected miscellaneous petition is closed.

17-03-2026

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

Lbm

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T.V.THAMILSELVI J.

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