

CRP(MD)



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Twenty Third day of February Two Thousand and Twenty
Three

WEB COPY

PRESENT

The Hon`ble Mr.Justice R.VIJAYAKUMAR

CRP(MD) No.410 of 2023

and

CMP(MD) No.2026 of 2023

1 AYYAMMAL

2 P.MANOKARAN

3 SELVI

4 DEVI

... Petitioners / Respondents 1 to 4 /
Petitioners 1 to 4 / Plaintiffs 1 to 4
Vs

1 NATARAJAN

2 AMUTHA

3 VINOTHA

4 PAPPATHIAMMAL

5 VELLAICHAMY

6 RAJESHWARI

7 LATHA

8 NAGALASKHMI

9 SUDHA

10 MINOR.GUNA

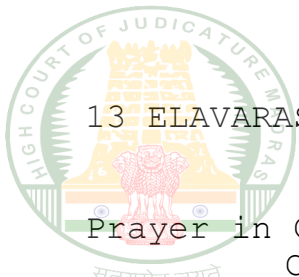
... Respondents 1 to 10 / Respondents 5 to 14/
Respondents 1 to 10 / Defendants 1 to 10

11 NALLALAGAN

... 11th Respondent / 15th Respondents /
11th Respondents / 11th Defendant

12 RAJA PRABHU

<https://www.mhc.tn.gov.in/judis>



13 ELAVARASAN

... Respondents 12 to 13 / Petitioner
Proposed Respondents 12 & 13

Prayer in CRP(MD). 410/ 2023 :

Civil Revision Petition filed under Article 227 of the Constitution of India to allow this civil Revision petition and set aside the order passed in I.A.No.298 of 2021 in I.A.No.125 of 2019 in O.S.No.1490 of 2015 on the file of Sub Judge, Melur dated 26-09-2022.

Prayer in CMP(MD). 2026/ 2023 :

To stay all further proceedings in O.S.No.490 of 2015 on the file of Sub Court, Melur, pending disposal of the main civil revision petition.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.C.R.NIRMAL, Advocate for the petitioner the court made the following order:-

"The present revision petition has been filed challenging an order allowing an impleading petition in the final decree application.

2. According to the learned counsel for the petitioner, who is the plaintiff, the sale deed executed by the 7th defendant in favour of the 11th defendant was declared to be null and void in the preliminary decree proceedings, dated 03.03.2017. After the decree, the 11th defendant is said to have sold the property in favour of the present proposed parties. The proposed parties have filed I.A.No.298 of 2021 contending that they have purchased the property from the 11th defendant. The said application has been allowed. The petitioner has made out a prima facie case. There shall be an order of interim stay till 17.03.2023.

3. Notice of motion returnable by 17.03.2023. Private notice is also permitted.

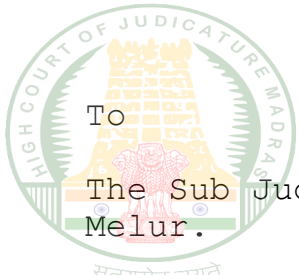
4. Post on 17.03.2023."

sd/-
23/02/2023

/ TRUE COPY /

/03/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRP(MD)



23

To
The Sub Judge,
Melur.

+1. C.C. to M/S.C.K.M.APPAJI Advocate SR.No.2819

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ORDER
IN
CRP (MD) No.410 of 2023
and
CMP (MD) No.2026 of 2023
Date :23/02/2023

ED/RR/SAR- (03/03/2023) 3P 3C