



C.R.P.(MD)No.515 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **29.04.2026**

CORAM

THE HONOURABLE **MR.JUSTICE V.LAKSHMINARAYANAN**

C.R.P.(MD)No.515 of 2026
and
C.M.P.(MD)Nod.2258 and 5435 of 2026

Usha Maheswari

... Petitioner

vs.

1.R.Varadarajaperumal

2.S.Banumoorthy

... Respondents

PRAYER: Civil Revision Petition filed under Section 115 of the Code of Civil Procedure, to set aside the order passed in E.A.No.1 of 2024 in E.P.No.139 of 2015 in O.S.No.208 of 2015, dated 18.10.2024 and pass an order to allow this revision.

For Petitioner : Mr.R.Ramasamy

For Respondents : Mr.Vijayaraghavan
For K.C.Ramalingam

ORDER

Heard Mr.R.Ramasamy for the Civil Revision Petitioner and Mr.Vijayaraghavan representing Mr.K.C.Ramalingam for the Respondents.

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2. The petitioner has filed a substantive petition in E.A.No.2 of 2024. In the said petition, he sought stay of the order granting police protection pending disposal of the same.

3. A perusal of the typed set of papers filed by Mr.Vijayraghavan indicates that, by a detailed order, E.A.No.2 of 2024 was dismissed on 03.02.2026. This order has not been challenged. What has been challenged is the order directing police protection dated 18.10.2024, which had been suspended by virtue of the order passed in E.A.No.2 of 2024. When E.A.No.2 of 2024 was dismissed, automatically the order dated 18.10.2024 stands revived. A stay order remains alive only as long as the main proceedings are alive. Once the main proceeding is dismissed, automatically the suspension granted by the Executing Court stands dissolved. The petitioner has challenged that order and obtained stay without challenging the main order passed in E.A.No.2 of 2024.

4. Mr.R.Ramasamy reports that he had filed a copy application for the orders in E.A.No.2 of 2024 and E.A.No.4 of 2021 in C.A.S.R.No. 2402 of 2026 on 10.02.2026. Since the copy of the order was not received, he moved the revision challenging the order dated 18.10.2024.



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5. I am of the view that unless and until the main order is challenged, the question of staying the dependent order does not arise.

6. In view of the above, this Civil Revision Petition is **dismissed**. It is open to the petitioner to challenge the main order by way of appropriate proceedings. There shall be no order as to costs. Consequently, the connected miscellaneous petitions are closed.

29.04.2026

Index :Yes / No
Internet :Yes / No
NCC :Yes / No
Nsr

To:

The Principal Sub Court, Madurai.



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V.LAKSHMINARAYANAN, J.

Nsr

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