

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

Tuesday, the Fourteenth day of March Two Thousand and Twenty Three
PRESENT

The Hon`ble Mr.Justice C.SARAVANAN
CRP(MD) No.677 of 2023

and
CMP(MD) No.3150 of 2023

WEB COPY

P.MURUGESAN ... Petitioner / Petitioner / Plaintiff
Vs
N.RAMALINGAM ... Respondent / Respondent / Defendant

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to call for the records relating to the fair and decreetal order passed in I.A.No.2 of 2022 in O.S.No.221 of 2022 dated 17-08-2022 on the file of learned Principal District Judge, Karur and set aside the same.

Prayer in CMP(MD). 3150/ 2023 :

To stay all further proceedings in O.S.No.221 of 2022, pending on the file of the learned Principal District Judge, Karur pending disposal of the above 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 AN.RAMANATHAN, Advocate for the petitioner the court made the following order:-

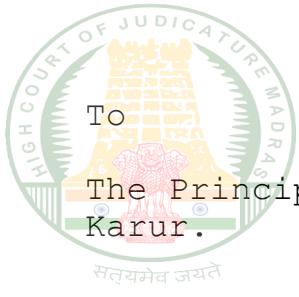
Merely, because the relief sought for in I.A.No.2 of 2022 was denied, stay of all further proceedings in the suit *ipso facto* would not further the case of the petitioner. By staying the proceedings before the Trial Court, the relief that was sought for in I.A.No.2 of 2022, which was denied, vide the impugned order, dated 17.08.2022, will delay the disposal of the suit. Thus, there is no merit in stay petition filed by the petitioner, as petitioner himself is the plaintiff before the trial Court. However, considering the fact that the respondent may attempt to dispossess the property registered vide Document No.1823 of 2015, notice is ordered on the respondent returnable in four weeks. Private notice is also permitted.

sd/-
14/03/2023

/ TRUE COPY /

/03/2023

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



CRP(MD)



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To
The Principal District Judge,
Karur.

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ED/BUC/SAR-4 (21/03/2023) 2P 2C

ORDER
IN
CRP (MD) No.677 of 2023
IN
CMP (MD) No.3150 of 2023
Date :14/03/2023