

C.R.P.(MD) No.1002 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.04.2026

CORAM

THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

**C.R.P.(MD) No.1002 of 2026
and
CMP(MD) No.4585 of 2026**

Pandi

... Petitioner

vs.

1.Light of Hope Mission Trust
Through its Director and Managing Trustee
Dr.D.S.Spurgeon

2.Solaimalai

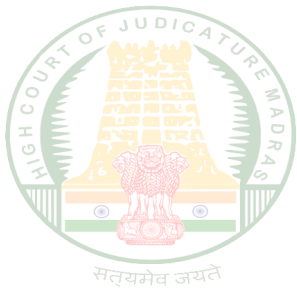
3.Balaji

... Respondents

PRAYER: Petition filed under Article 227 of the Constitution of India, to pass an order setting aside the order dated 23.12.2016 passed in EA No.6 of 2011 in EA No.140 of 2010 in EP No.11 of 2006 in OS No. 232 of 2004 on the file of the Principal District Munsif Court, Thirumangalam.

For Petitioner : Mr.J.Barathan

For R1 : Mr.T.Pon Ramkumar



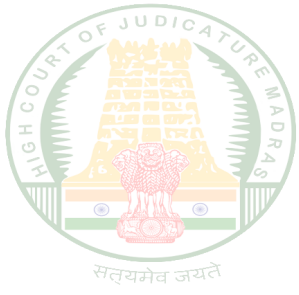
C.R.P.(MD) No.1002 of 2026

ORDER

WEB COPY The order impugned is in the nature of a decree in terms of Order XXI Rule 58(4) of the Code of Civil Procedure.

2.An application under Order XXI Rule 58 is to be disposed of as a suit. When the order has the force of a decree, a revision under Article 227 of the Constitution of India or under Section 115 of the Code of Civil Procedure should normally not be entertained. I do not find any exceptional circumstances in the present case.

3.Furthermore, pending this revision, the auction purchaser had filed an application in E.A.No.27 of 2022 to set aside the order passed under Order XXI Rule 58 of the Code. He has been *bona fide* pursuing the said application and on the dismissal thereof, he has filed CRP.(MD) No.1142 of 2026. By a separate order, I have dismissed CRP(MD)No. 1142 of 2026. As I am holding that the tenant has to work out his right only by way of an appeal, the time taken in prosecuting E.A.No.27 of 2022 will stand excluded from the date of filing of that petition till today.



C.R.P.(MD) No.1002 of 2026

WEB COPY 4.The Civil Revision Petition stands dismissed. The dismissal of this revision will not stand in the way of the civil revision petitioner to file an appeal before the learned Subordinate Judge at Thirumangalam. No costs. Consequently, connected Miscellaneous Petition is closed.

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

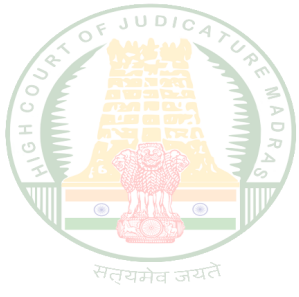
27.04.2026

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Note : Registry is to return the original of the certified copy enclosed along with the grounds of revision to Mr.J.Barathan, after obtaining the usual endorsement.

To

The Principal District Munsif, Thirumangalam.



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C.R.P.(MD) No.1002 of 2026

V. LAKSHMINARAYANAN, J.

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C.R.P.(MD) No.1002 of 2026

27.04.2026