

CRP(MD). No.2905 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 20.01.2026

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THE HONOURABLE MR. JUSTICE N.SENTHILKUMAR

CRP(MD). No.2905 of 2025

and

CMP(MD) No.16625 of 2025

1.Rakkammal

2.Meenambal

... Petitioners

Vs

1.A.Marimuthu

2.A.Vadivel

... Respondents

PRAYER :- Civil Revision Petition filed under Article 227 of the Constitution of India, to quash the order of ad interim injunction passed by the learned Subordinate Judge, Paramakudi, rendered in I.A.No.2 of 2025 in O.S.No.71 of 2025 dated 10.09.2025.

For Petitioners : Mr.Mr.V.Prakash, Senior Counsel
for Mr.K.Mahendra Prabhu

For Respondents : R.L.Dhilipan Pandian for
Mr.J.P.Karpoora Sundara Pandian



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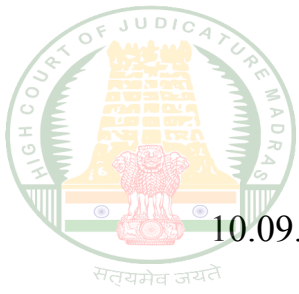
ORDER

The defendants in O.S.No.71 of 2025 pending on the file of the Sub Court, Paramakudi, have filed the present Civil Revision Petition, challenging the order of ad-interim injunction passed in I.A.No.2 of 2025 in O.S.No.71 of 2025, dated 10.09.2025.

2.It is brought to the knowledge of this Court by the learned counsel for the respondents that as per Order 43 Rule 1 (r) of C.P.C, an appeal would lie before the concerned appellate Court as against the order of ad-interim injunction, dated 10.09.2025. Therefore, the present Revision Petition is not maintainable.

3.The learned Senior Counsel for the petitioners seeks liberty to file an appeal, challenging the order of ad-interim injunction, dated 10.09.2025 before the concerned appellate Court.

4.For filing of an appeal, such right is always vested with the petitioners. However, the Civil Revision Petition stands disposed of with liberty to the petitioners to file an appeal before the appropriate forum/appropriate authority challenging the order of ad-interim injunction, dated



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10.09.2025, if they are so advised. If such an appeal is filed, the appellate authority/appellate Court shall consider and dispose of the same within a period of four months from the date of filing of an appeal, after giving due notice to the parties concerned. No costs. Consequently connected Miscellaneous Petition stands closed.

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

20.01.2026

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To

The Sub Judge, Paramakudi,



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Today, the matter is listed under the caption 'for being mentioned' at the instance of the learned counsel for the petitioners as well as the learned counsel for the respondents in CRP(MD) No.2905 of 2025.

2. Though an apprehension was raised by the learned counsel for the respondents that this Court on 20.01.2026, had observed that the injunction application in I.A.No.2 of 2025 in O.S.No.71 of 2025 on the file of the Subordinate Court, Paramakudi was set aside, it is made clear that no such order was passed by this Court and it was only a direction to the trial Court to dispose of the injunction application.

3. The above submission made by the learned counsel is hereby recorded.

4. The learned counsel for the contesting respondents as well as the counsel for the petitioners would submit that the injunction application is pending before the trial Court and a direction may be issued to dispose of the same within a period of one month. Hence the following paragraph

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shall be incorporated as paragraph No.5 in the order dated 20.01.2026 in
CRP(MD) No.2905 of 2026:

*“5. The Trial Court viz., Subordinate Court,
Paramakudi is directed to pass orders on merits on the
pending injunction application in I.A.No.2 of 2025 in
O.S.No.71 of 2025, within a period of one month from
the date of receipt of a copy of this order. It is also made
clear that the trial Court shall not seek any extension of
time to dispose of the said injunction application and
dispose of the same strictly within the above time frame.”*

5. Registry is directed to incorporate the above paragraph and issue
fresh order copy. Except the above, the rest of the portions shall remain
unaltered.

03.07.2026

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