



WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.07.2026**

CORAM

THE HONOURABLE MR JUSTICE S. SOUNTHAR

C.R.P(MD).No.66 of 2026

A.Abibunisha

... Petitioner

Vs

A.Abubakkar Sidik

... Respondent

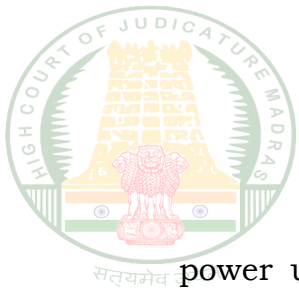
Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, to call for the records and set aside the order of return dated 10.11.2025 and to take on file the unnumbered I.A.No of 2025 in O.S.No.10 of 2023 on the file of the Family Court, Sivagangai and allow this civil revision petition with costs throughout.

For Petitioner : Mr.K.Vinoharan

ORDER

This civil revision petition is filed challenging the order of return passed by the Family Court, Sivagangai, raising maintainability issue.

2.The petitioner herein filed an interlocutory application seeking stay of the suit in O.S.No.10 of 2023 on the file of the Family Court, Sivagangai. If the application filed by the petitioner is returned by the Court raising maintainability issue, it is for the petitioner to re-present the papers offering his explanation. Instead of following such course, the petitioner is not entitled to rush to this Court by invoking the supervisory



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power under Article 227 of the Constitution of India. Hence, this Civil Revisoin Petition is disposed of with liberty to the petitioner to re-present the returned application offering his explanation. If the Trial Court is satisfied with the explanation offered by the petitioner, it can number the application and consider the same in accordance with law. On the other hand, if the Trial Court is not satisfied with the explanation offered by the petitioner, the matter shall be called in open Court and the petitioner shall be afforded with opportunity of hearing to put his case and thereafter, order shall be passed on its own merits. No costs.

02.07.2026

NCC : Yes/No

Index : Yes/No

Rmk

Note to Registry: The Registrar is directed to return the original application filed by the petitioner in I.A.SR.No.1675 of 2025, to the counsel for the petitioner.

To

- 1.The Judge, Family Court, Sivagangai.
- 2.The Section Officer,
VR Section,
Madurai Bench of Madras High Court, Madurai.



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S. SOUNTHAR.J.

Rmk

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