

Saranya Vs. S. Suresh and Another

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Court : Chennai Madurai

Decided On : Nov-24-2016

Judge : D. Krishnakumar

Appeal No. : C.R.P(PD)(MD)No. 2392 of 2016

Appellant : Saranya

Respondent : S. Suresh and Another

Judgement :

(Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India, praying this Court to direct the Principal District Munsif Court, Nagercoil, Kanyakumari District to conduct the trial in O.S.No.127 of 2015, expeditiously and to conclude the same within the time frame fixed by this Court forthwith, in the interest of justice.)

1. This revision has been filed seeking for a direction to direct the Principal District Munsif Court, Nagercoil, Kanyakumari District to conduct the trial in O.S.No.127 of 2015, expeditiously and to conclude the same within the time frame fixed by this Court forthwith, in the interest of justice.

2. According to the Petitioner, the Petitioner has filed a suit in O.S.No.127 of 2015 before the Principal District Munsif Court, Nagercoil, Kanyakumari District for declaration that the marriage certificate No.120/2014, dated 31.12.2014 registered at Sub-Registrar Office, Nanguneri as null and void, not enforceable under law and

not binding on the plaintiff and for permanent injunction restraining the defendant and his relatives, henchman, friends and anybody else not to interfere with the peaceful life of the plaintiff and for costs. The said suit is pending from the year 2015 onwards. According to the petitioner, the first respondents has got fake registration certificate. Therefore the revision petitioner has filed the above C.R.P for the relief stated supra. Further, the Petitioner has also lodged a complaint against the first respondent and 4 others in All Women Police Station, Nagercoil and a case was registered against them in Crime No.20 of 2015 under Sections 147, 294(b), 448 and 506(ii) of IPC and Section 4 of TNPWH Act and the case was pending before the Judicial Magistrate No.II, Nagercoil in C.C.No.13 of 2015. The first respondent filed the written statement in the above suit.

3. Hence taking into consideration of the nature relief sought for in the present C.R.P and in the interest of justice, without expressing any opinion on the merits of the case, the Principal District Munsif, Nagercoil, Kanyakumari District is directed to dispose of the suit in O.S.No.127 of 2015 on merits and in accordance with law, as expeditiously as possible, preferably within a period of six months from the date of receipt of a copy of this order, if there is no other impediment to do so. No costs.

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