



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-07-2026

CORAM

THE HON'BLE MR.JUSTICE K.KUMARESH BABU

A No. 1290 of 2025

IN

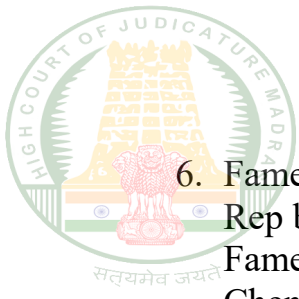
CS NO. 464 OF 2017

J.Jeyakrishnan
Proprietor
J.K. Creations,
No.19, Vellaiyan Road,
Kotturpuram, Chennai 600 085

..Applicant(s)

Vs

1. Gemini Industries & Imaging Ltd
Rep By Its C.S. Ganesan
Manager Legal
No.28 New Bangaru Colony
West K.K.Nagar,
Chennai-600 078
2. Mr.Jayakumar
Partner
Ganapathi Ram Theatre
Adyar Chennai -600 020
3. N.Devanathan
Proprietor Srinivasa Enterprises
Prathana Theatre , Injambakkam, Chennai
4. Mayajal Entertainment Ltd
Rep by its Director
Mayajal Complex Theatre,
Kanathur, Chennai
5. A.G.S.Cinemas Pvt Ltd
Rep by its Director,
A.G.S. Complex Theatre,
Villivakkam, Chennai.



6. Fame National
Rep by its Director
Fame National Theatre Virugambakkam
Chennai

7. A.G.S.Cinemas Pvt Ltd
Rep By Its Director A.G. S Complex Theatre,
O.M.R. Chennai

8. Mr.R.Panneerselvam
Proprietor Rohini Complex Theatre ,
Koyembedu, Chennai

..Respondent(s)

To reject the Plaint as being barred by limitation, as well as being barred by law under Order VII Rule 11 of Code of Civil Procedure.

For Applicant(s): Mr.M.Naveen Sabari

For Respondent(s): Mr.S.Gopalakrishnan
for Official Liquidator
Mr.C.Jagadish for R2

ORDER

The instant Application has been taken out by the 8th defendant seeking to reject the plaint as being barred by the law of limitation.

2. It is to be noted that the issue of limitation is a mixed question of law and facts and therefore, the Application to reject the plaint on the ground of limitation as also is barred under Section 8 of the Arbitration and Conciliation Act does not deserve merits. If there is any of arbitration clause, it is for the applicant to file necessary Application under section 8 of the Arbitration and Conciliation Act and Order VII Rule 11 of CPC to reject the plaint is not



maintainable on the same.

3. Hence, the ground raised by the Applicant to reject the plaint does not deserve any consideration. Accordingly, the Application stands dismissed. No order as to costs.

4. In view of the dismissal of the Application, four weeks time is granted to the applicant/8th defendant for filing written statement.

06-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
ssk

To

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A No. 1290 of 2



K.KUMARESH BABU, J.

ssk

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