



WEB COPY

COMP.A No. 36 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-07-2026

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THE HON'BLE MR.JUSTICE K.KUMARESH BABU

COMP.A No. 36 of 2026

IN

CP NO. 156 OF 2005

Mr.M.R.Govindarajan

..Petitioner(s)

Vs

1. The Official Liquidator
High Court Madras,
As the Liquidator of M/s.The Muthialpet
Benefit Fund Limited (In Liquidation)
2. The Sub Registrar
Sembium, Chennai.

..Respondent(s)

Judges Summons under Order XIV Rule 8 of O.S. Rules read with Rule 9, 11 (b) of the Company Court Rules, 1959, praying to direct the first respondent Official Liquidator to remove the entry relating to the Regular Loan Mortgage Vide Document No.1653 of 1993 dated 29.03.1993 before the 2nd respondent, Sub-Registrar, Sembium, Perambur, Chennai - 600 011 in respect of the Recurring Deposit Account No.6000/1980 pertaining the property comprised O.S.No.5194, T.S.No.51, Block No.9, measuring 1 Ground and 154 Sq.feet situated at No.11/12, Sundara vinayagar Koil 1st Street, Sembium, Perambur, Chennai - 600 011.



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For Petitioner(s):

Mr.S.Sridhar

For Respondent(s):

Ms.Ambili .B

Dy OL
(For R1)

Mr.V.Prasad

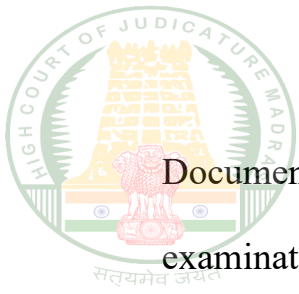
Government Pleader
(For R2)

ORDER

This application has been filed to direct the first respondent Official Liquidator to remove the entry relating to the Regular Loan Mortgage Vide Document No.1653 of 1993 dated 29.03.1993 before the 2nd respondent, Sub-Registrar, Sembium, Perambur, Chennai - 600 011 in respect of the Recurring Deposit Account No.6000/1980 pertaining the property comprised O.S.No.5194, T.S.No.51, Block No.9, measuring 1 Ground and 154 Sq.feet situated at No.11/12, Sundara vinayagar Koil 1st Street, Sembium, Perambur, Chennai - 600 011.

2. Heard both sides.

3. With regard to the prayer that had been sought for in the present application, a report had been called for from the office of the Official Liquidator. A report had been filed by the Official Liquidator, indicating that, as per the records maintained by the company, which is under liquidation,



Document No.4127 pertaining to the applicant, had been found and on examination of the said document, an endorsement had been made by the company in liquidation as early as on 30.04.1996 that the loan had been fully discharged. In view of the specific statement made in the report, this Court is of the view that the applicant had discharged the mortgage created by him in favour of the company in liquidation.

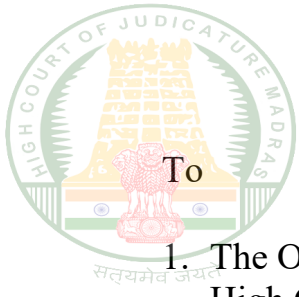
4. Accordingly, this Court is of the view that the second respondent can also be directed to make an entry with regard to the discharge of the loan as recorded by the company as early as on 30.04.1996.

5. Accordingly, this application stands disposed of with a direction to the 2nd respondent to make an entry in the register regarding the discharge of the mortgage loan created under Document No.4127 on its file. Such entry shall be made within a period of four (4) weeks from the date of receipt of a copy of this order. No costs.

03-07-2026

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

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To

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As the Liquidator of M/s.The Muthialpet
Benefit Fund Limited (In Liquidation)

2. The Sub Registrar
Sembium, Chennai.



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K.KUMARESH BABU, J.

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