



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-03-2026

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 5676 of 2025

Dharam Chand Gupta,
S/o. Ramchandra Gupta,
Old No. 3/33, New No. 3/52, Peddu Naicken
Street, Kondithope, Chennai-600 079.

..Petitioner(s)

Vs

1. Muthulakshmi,
No.C-437, 1st Floor, C-Chandrasekaran Salai,
Periyar Nagar, Chennai-600 082.
2. P.Mani alias P.Balasubrmamanian,
S/o.Ponnusamy Gramani,
No.19/17, Thiru Nagar, M.M.D.A.Colony,
Villivakkam, Chennai -600 049.
3. P.Vinayagam,
S/o.Ponnusamy Gramani,
No.14, Subburaya Gramani Street, Aminjikarai,
Chennai -600 029.
4. V.Balan,
S/o.Ponnusamy Gramani,
No.38, Kanniappa Gramani Street, Lady
Sivasami Salai, Mylapore, Chennai -600 004.
5. V.Ganesan,
S/o.Late P.Viswanathan,
residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.
6. V.Iyyappan,
S/o.Late P.Viswanathan,
residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.



7. V.Sekar,
S/o.Late P.Viswanathan,
residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.
8. V.Selvam,
S/o.Late P.Viswanathan,
residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.
- N.Saraswathi (Died)
9. A.Visalakshi,
W/o.Late Annamalai,
Plot No.41, 9th Street, Poompohar Nagar,
Kolathur, Chennai -600 099.
- 10.Sushila,
W/o.Late Nagesan,
25/48, Vhind Vinay Home, VenkatRao Nagar,
Dhattamitta, Nellore -524 001, Andhra Pradesh.
- 11.Thilakam,
W/o.Muthukumaran,
No.24/32, Bricklin Street, Aminjikarai,
Chennai -600 029.
- 12.Vanathi,
W/o.Nagarajan,
No.19, Gurusamy Salai, George Colony, Thiru
Vi Ka Nagar, Chennai -600 082.
- K.N.Dilip Kumar (Died)
- 13.K.N.Paramasivam,
S/o.Narayanan,
Residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.
- 14.Jayanthi Baskar,
W/o.Baskar,
Residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.



15.K.N.Sekar,
S/o.Narayanan,
Residing at No.38, Kanniappa Gramani Street,
Mylapore, Chennai -600 004.

16.Geetha,
W/o.K.N.Dilip Kumar,
No.38, Kanniappa Gramani Street, Mylapore,
Chennai -600 004.

..Respondent(s)

PRAYER

Civil Revision Petition filed under Art. 227 of Constitution of India, praying to set aside the Fair and Decretal Order dated 23.09.2025 in I.A.No.18 of 2025 in O.S.No.4551 of 2009 passed by the XIII Assistant City Civil Court, at Chennai.

For Petitioner(s): Mr. G.Kalyan Jhabakh for
M/s.Surana And Surana

For Respondent(s): R1 & R12 – No appearance
R2 – No such person
R3 – No more
R4 to R8, R13 to R16 – No such street
R9 – No such door number
R10 – Insufficient address
R11 – Want of correct street name

ORDER

Challenging the impugned order passed in I.A.No.18 of 2025 in O.S.No.4551 of 2009 by the learned XIII Assistant Judge, City Civil Court, Chennai, the Revision Petitioner/proposed defendant preferred this Civil Revision Petition.



2. Before the trial court, the Revision Petitioner filed an application in I.A.No. 18 of 2025 to implead himself as a necessary party to the proceedings as he purchased the property pending suit in the year 2014. According to him, the 2nd defendant sold the property to him. Therefore, he is the necessary party to the proceedings, otherwise, it will lead to multiplicity of proceedings, for that, the 1st respondent/plaintiff has not raised any objections. But, the trial judge found that he was not necessary party to the proceedings for the reason that the suit is of the year 2009 and if any alienation is made in the year 2016, pending proceedings, it would hit principles of lis pendens. Therefore, he was not necessary party to the proceedings. Accordingly, the trial judge dismissed the application. Aggrieved over that, the Revision Petitioner/proposed defendant preferred this Civil Revision Petition.

3. Though the reason assigned by the Revision Petitioner is acceptable one, pending suit, he purchased the property, in future, if the vendor not proceeded with the matter, the purchaser, who entered into agreement with the 2nd defendant, the Revision Petitioner is entitled to proceed with the matter. But, the trial judge failed to take note of the same and it will also lead to multiplicity of proceedings. Therefore, this Court is inclined to set aside the findings rendered in I.A.No. 18 of 2025 in O.S.No.4551 of 2009 by the XIII Assistant Judge, City Civil Court, Chennai. Accordingly, this Civil Revision Petition is



allowed. Liberty is granted to the Revision Petitioner to file additional written statement, if any. No costs.

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12-03-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

RPP

To

The XIII Assistant Judge, City Civil Court, Chennai.



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T.V.THAMILSELVI J.

RPP

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