

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(ORDINARY ORIGINAL CIVIL JURISDICTION)

TUESDAY, THE 04TH DAY OF JULY 2017

THE HON'BLE MR. JUSTICE C.V. KARTHIKEYAN

Application No. 1599 of 2017

in

C.S. No.435 of 2013

C.S. No.435 of 2013

Mr. A. Vijayakumar,
1, III Street, Gopalapuram
Chennai – 600 086.

... Plaintiff

-Versus-

1. Mr. A. Rajendran
10, Begum Sahib 3rd Street,
Anna Salai,
Chennai – 600 002.

2. Mrs. R. Ratna,
10, Begum Sahib 3rd Street,
Anna Salai,
Chennai – 600 002.

3. Mr. A. Padmanabhan,
4, Gopaldas Road,
Anna Salai,
Chennai – 600 002.

4. Mrs. P. Mohana
4, Gopaldas Road,
Anna Salai,
Chennai – 600 002.

...Defendants

Application No. 1599 of 2017

1. Mr. A. Rajendran
10, Begum Sahib 3rd Street,
Anna Salai,
Chennai – 600 002.

2. Mrs. R. Ratna,
10, Begum Sahib 3rd Street,
Anna Salai,
Chennai – 600 002.

...Applicants/Defendants 1 & 2

-Versus-

1. Mr. A. Vijayakumar,
1, III Street, Gopalapuram
Chennai – 600 086.

...1st Respondent/Plaintiff

2. Mr. A. Padmanabhan,
4, Gopaldas Road,
Anna Salai,
Chennai – 600 002.

3. Mrs. P. Mohana
4, Gopaldas Road,
Anna Salai,
Chennai – 600 002.

... 2nd & 3rd Respondents/
3rd & 4th Defendants

Application praying that this Hon'ble Court be pleased to condone the delay of 1208 days caused in filing the Written Statement in C.S. No. 435 of 2013.

This Application coming on this day before this court for hearing, the Court
made the following order:-

This Application has been filed to condone the delay of 1208 days in filing written statement by 1st and 2nd defendants. It is seen that the plaintiff, 1st and 3rd defendants are brothers. The 2nd defendant is the wife of the 1st defendant. The 4th defendant is the wife of 3rd defendant. In the written statement now filed, there is an admission with respect to the relationship among the parties and also with respect to the shares to be allotted to each of the parties. Since this has been very fairly admitted by the 1st and 2nd defendants and also since it has been stated that there is possibility for settlement before the Mediation and Conciliation Centre, High Court, Madras. Delay is condoned and application is allowed. The written statement of 1st and 2nd defendant taken on file.

2.It is seen from the records that 3rd and 4th defendants have not filed written statement. They have been served on 31.10.2013. Office is directed to put up the notes as to, whether the 3rd and 4th defendants have filed written statement or not.

3. List the suit for framing the issues on 12.07.2017.

Sd/-C.V.K.J

04.07.2017

//Certified to be true copy//

Dated at Madras this the day of 2021.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.

PS 03.12.2021