

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.11.2017

C O R A M

THE HONOURABLE Mrs.JUSTICE **PUSHPA SATHYANARAYANA**

Tr.CMP.Nos.39 and 40 of 2014
M.P.Nos.1 and 1 of 2014

Tr.C.M.P.No.39 of 2014

P.C.Lakshmana Naicker & Chinnammal
Charitable Trust
Rep.by its Trustee
P.G.Kannappan .. Petitioner

-Vs-

1.S.Shanmugan
2.Balasubramaniam
3.The Sub Registrar
Office of the Sub Registrar
Kundrathur,
Chennai 600 069. .. Respondents

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C praying to withdraw the suit in O.S.No.104 of 2012 from the file of the District Munsif Court, Sriperumbudur and to transfer the same to the file of the City Civil Court, Chennai.

Tr.C.M.P.No.40 of 2014

P.C.Lakshmana Naicker & Chinnammal
Charitable Trust
Rep.by its Trustee
P.G.Kannappan .. Petitioner

-Vs-

1.S.Shanmugan
 2. R.Hemalatha
 3.S.R.Viswanathan
 4.S.Senthilkumar
 5.S.Rajeswari
 6.K.Padmini

..Respondents

Prayer: Transfer Civil Miscellaneous Petition filed under Section 24 of C.P.C praying to withdraw the suit in O.S.No.68 of 2013 from the file of the District Munsif Court, Sriperumbudur and to transfer the same to the file of the City Civil Court, Chennai.

For petitioners in
 both Tr.CMP.Nos. ... Mr.K.Selvaraj

For Respondent -1 in
 Tr.CMP.No.39 of 2014 ... Mr.N.R.Anantharama Krishnan

For Respondents 2 and 3
 in Tr.C.M.P.No.39 of 2014 ... No Appearance

For Respondent-4 ... Mr.S.Rajasekar
 in Tr.C.M.P.No.40 of 2014

For Respondents 1 to 3,
 5 and 6 ... No Appearance
 in Tr.C.M.P.No.40 of 2014

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COMMON ORDER

The petitioner in both Tr.C.M.Ps has filed O.S.No.104 of 2012 on the file of the District Munsif Court, Sriperumbudur for injunction and also filed O.S.No.68 of 2013 before the same Court for the relief of

declaration.

2. It is stated that since all the petitioners as well as the respondents are all residents of Chennai, it would be convenient for all the parties to appear before the Court in Chennai besides the fact that the properties are situated at Madanandapuram Village, Sriperumbur, which would not come within the Chennai City Municipal Corporation. Hence, the petitioner sought for withdrawal of suits in O.S.No.104 of 2012 and O.S.No.68 of 2013 from the file of the District Munsif, Sriperumbudur and transfer them to the City Civil Court, Chennai.

3. Heard the learned counsel for the petitioner and the learned counsel for the respondents.

4. Learned counsel for the respondents has also got no serious objection in allowing the transfer petitions.

5. As the properties fall within the temporary jurisdiction of the City Civil Court, Chennai and all the parties are also living in Chennai, O.S.No.104 of 2012 and O.S.No.68 of 2013 on the file of the District Munsif Court, Sriperumbudur may be transferred to any of the City Civil Courts at Chennai.

6. Accordingly, these Tr.C.M.Ps are allowed. O.S.No.68 of 2013 and 104 of 2012 on the file of the District Munsif, Sriperumbur are ordered to be withdrawn and transferred to any of the City Civil Courts at Chennai. No costs. Consequently, connected miscellaneous petitions are closed.

30.11.2017

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To

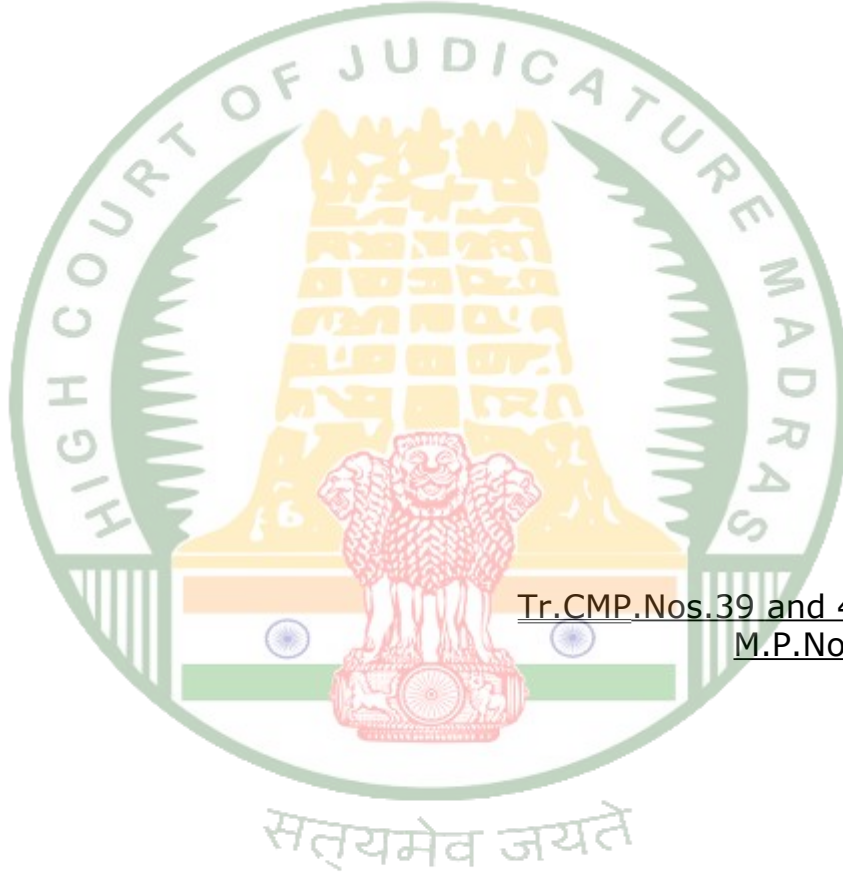
1. The District Munsif Court, Sriperumbudur.
2. The City Civil Court, Chennai.

सत्यमेव जयते

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PUSHPA SATHYANARAYANA.J

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Tr.CMP.Nos.39 and 40 of 2014
M.P.No.1 of 2014

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30.11.2017