

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

THURSDAY, THE 21ST DAY OF MARCH 2019

THE HON'BLE MR. JUSTICE R.SURESH KUMAR

A. No.2142 of 2019
in
C.S. No.252 of 2005

1. Mrs.R.Soodamani
W/o G.Radhakrishnan,
No.10, Gandhi Road,
Sriperambudur Taluk,
Kancheepuram District.

2. Mrs.Niramala,
W/o R.Sridharan
No.6 Mounaswami Madam Street,
Venkatapuram, Ambathur,
Chennai.

3. Mr.M.Prema,
W/o C.R.Manikandan
No.45, Haridass 1st Cross Street,
Kolathur, Chennai-99.

...Applicants/ Plaintiffs

-Vs-

1. Mr.P.Srinivasan,
S/o Parathasarathy,
Bangalore High Road,
Sunguvar Chattiram,
Kancheepuram District.

2. Mr.S.Naresh,
S/o P.Srinivasan,
Bangalore High Road,
Sunguvar Chattiram,
Kancheepuram District
Minor Rep.by father
Mr.P.Srinivasan

3.Miss.S.Sasirekha,
D/o P.Srinivasan
Bangalore High Road,
Sunguvar Chattiram,
Kancheepuram District.

4. Mr.P.Sekar,
S/o A.Parathasarathy,
Bangalore High Road,
Sunguvar Chattiram,
Kancheepuram District.

5. S.Vignesh
Age 10 years,

6. S.Aishwarya
Age 10 years,
5 and 6 minors Rep.by Father P.Sekar,

7. P.Sridhar,
S/o A Parthasarathy,
No.119, Kandoor Village,
Sriperambadur Taluk,
Kancheepuram District,

8. Tmt.P.Devai,
W/o A Parthasarathy,
No.119, Kandoor Village,
Sriperambadur Taluk,
Kancheepuram District,

9. The Branch Banager,
State of India,
Sriperambadur Taluk,
Kancheepuram District.

10. The Branch manager,
Union Bank of India,
Sunguvar Chattiram
Kancheepuram District.

11. The Branch Manager,
Indian Overseas Bank,
Esplanade, Chennai -108.

12. The Branch Manager,
Bank of India,
Kancheepuram,
Kancheepuram District.

13. Mr.Thomas (alias) Reliance Thomas,
Reliance Brick Industries,
Chellam Pattadai,
Sriperambadur Taluk,
Kancheepuram District.

14. Mr. Chockalingam
C/o Sridhar,
Bus Body Building Works,

New Bye-Pass Road,
Vellore.

15. V.Kuppan,
Keernallur Village,
Sunguvar Chattiram,
Sriperambudur Taluk,
Kancheepuram District.

16. Mr.Narayanan,
proprietor
Annai Builders and Real Estates,
Madipakkam,
Chennai.

..Respondents/Defendants

Application praying that this Hon'ble Court be pleased to delete the S.Nos.501/1A, 1B/1C/1D/3, 503/1/2, 504/1A, 503/1/2 in sengundram village, Chengalpet Taluk, Kancheepuram District in Item No.18 mentioned in the schedule to the plaint in C.S.No.252 of 2005.

This application coming on this day before this Court for hearing the Court made the following order:-

The prayer sought for herein is to delete the S.No.501/1A 1B/1C/1D/3 503/1/2 504/1A 503/1/2 in Sengundram Village, Chengalpet Taluk, Kancheepuram District in item No.18 mentioned in the schedule to the plaint in C.S.No.252 of 2005.

2. Heard the learned counsel for the applicant. When the case came up for hearing yesterday, i.e., on 20.03.2019, since no one was appearing for the respondents even though the respondents counsel names have been shown in the cause list, enabling the learned counsel for the respondents to appear before this Court, it is posted today.

3. Today also, when the case is called, no one is appearing for the respondent. In view of the above, having heard the learned counsel for the applicant and after

having gone through the affidavit filed in support of this application, this Court is inclined to pass the following order:

Since one of the property to the Schedule in the suit, they wanted to settle it otherwise therefore, the applicants wants to delete the particular property from the schedule to the suit, since the said prayer had been sought for by the applicants herein as there is no objection from the respondent side, as no one has chosen to appear before this Court, this Court is inclined to accept the prayer. Accordingly, this application is allowed.

The property in question which has to be deleted as per the prayer of the applicants can be deleted and accordingly, the applicants are permitted to carry out the amendment and file amended plaint copy within a period of two weeks.

Sd/.R.S.K.J.
21.03.2019

//Certified to be a true copy//

Dated this the th day of 2019.

GJM/2.04.2019

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COURT OFFICER

From 25.09.2008 th e Registry is issuing certified copies of the Order/Judgment Decree in this format.

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