



WEB COPY



C.R.P(PD) Nos.1090 & 913 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :11.04.2022

CORAM:

Mr. JUSTICE N.SESHASAYEE

C.R.P(PD)Nos.1090 and 913 of 2022
& C.M.P.Nos.5586 and 4638 of 2022

1.M/s. SR.Marine Foods Private Limited
Represented by its Managing Director Mr. Sushil Kanugolu
Having Registered Office at:
No.2A Door No AC5,
2nd Floor, 2nd Avenue
Anna Nagar,
Chennai – 600 040.

2.Kangolu Venkata Ramana
Chairman and Director of M/s.SR.Marine Foods Private Limited
Having office at
No.2A Door No AC5,
2nd Floor, 2nd Avenue,
Anna Nagar,
Chennai - 600 040.

3.Sushil Kanugolu
Managing Director and CEO of M/s.SR Marine Foods Private Limited
Having Office at
No.2A Door No AC5,
2nd Floor, 2nd Avenue,
Anna Nagar, Chennai – 600 040.

...Petitioners in both CRP

Vs.

J.Chandrasekaran

...Respondent in both CRP



COMMON PRAYER: The Civil Revision Petition is filed under Article 227 of Constitution of India, to set aside the fair and decretal order dated 17.12.2021 made in M.P.Nos.1 and 2 of 2021 in RLTOP Nos.384 and 383 of 2020 on the file of the XI Small Cause Court, Chennai.

For Petitioners : Mr.N.V.Prakash

COMMON ORDER

Both C.R.P.No.1090 of 2022 and C.R.P.No.913 of 2022 arise between the same parties in two different RLTOPs which involve an identical question. C.R.P.No.913 of 2022 is not listed today, but by consent of the parties it was taken and heard.

2.These Revisions are filed by the tenant in RLTOP.Nos.383 and 384 of 2020 against the orders passed in M.P.Nos.1 and 2 of 2021, by which, he has sought for striking off certain aspect of the pleadings of the respondent / landlord.

3.The situation arises in the following way: The landlord has laid the aforesaid RLTOPs for eviction, and he relies on certain lease deeds. These lease deeds were not allowed to be marked during the enquiry by the Rent



Court on the ground that it was not sufficiently stamped under the Stamp Act.

Now, the tenant has come forward with M.P.No.1 and 2 of 2021 for striking down the pleadings of the landlord wherever he has referred to the aforesaid lease agreements. The Rent Court dismissed them on the ground that the pleadings are different from proof and hence the decision of the Rent Court not to admit the lease agreements between the landlord and tenant need not necessarily lead to striking of pleadings of the petitioner based on the said rent. This Court does not find any illegality or irregularity.

4.In the result, these Civil Revision Petitions are dismissed at the admission stage itself. Consequently, the connected miscellaneous petitions are also dismissed. No costs.

11.04.2022

Index : Yes/No

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To

The XI Small Causes Court
Chennai.



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N.SESHASAYEE, J.,

kas

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