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C.S.No.633 of 2013

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Date : 08.07.2022

CORAM:

THE HON'BLE MR.JUSTICE A.A.NAKKIRAN

C.S.No.633 of 2013

and

O.ANo.787 of 2013

M/s.Mookambika Enterprises
rep. by its Partners
1.N.Adikesavalu Reddy
2.N.Amruthesh Reddy
3.D.V.Krishna Reddy
having its office at Vijaya Vahini Complex
183, Arcot Road, Vadapalani
Chennai-600 026.

.. Plaintiff

vs.

1.R.Chandran
2.S.Thiruvalluvam @ S.Valluvam
3.S.Shanthi
4.R.Sumathi
5.R.Mala
6.J.Balaji
7.M.Vasanth
8.E.Jambulingam
9.M.Jothiammal
10.J.Nirmala
11.J.Sarada

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12.S.Suryakala
13.M.Madhavan
14.M.Hari
15.A.Ranganathan
16.Alamelu
17.T.Sathishkumar
18.A.Narayanaswamy
19.S.Chandrasekar
20.M.Chellammal
21.N.Gajanandam
22.G.Karunakaran
23.V.Kumaraswamy
24.D.Revathy
25.D.Vijayakumari
26.K.Sridhar

.. Defendants

Prayer: Civil Suit filed under Order IV Rule 1 of O.S Rules read with Order VII Rule 1 of CPC read, praying to pass the following judgment and decree against the defendants.

a) directing the defendants 1 to 26 to execute the sale deed in respect of the suit schedule land in favour of the plaintiffs herein on receipt of the balance sale consideration failing which direct the office of High Court, Madras to execute the sale deed in favour of the plaintiffs.

b) In the alternative direct the defendants 1 to 26 to pay to the plaintiffs as mentioned below:



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S.No.	Name of the Defendants	Refund Rupees	Received as advance under receipt dated
1	R.Chandran, 1st Defendant	Rs.10,000/-	14.06.2006
2	S.Thiruvalluvam@ S.Valluvam, 2nd Defendant	Rs.20,000/-	17.06.2006
3	S.Shanthi, 3rd Defendant	Rs. 4,000/-	14.06.2006
4	R.Sumathi, 4th Defendant	Rs. 5,000/-	17.06.2006
5	R.Mala, 5th Defendant	Rs. 5,000/-	09.06.2006
6	J.Balaji, 6th Defendant	Rs. 3,000/-	14.06.2006
7	M.Vasantha, 7th Defendant	Rs.10,000/-	14.06.2006
8	E.Jambulingam, 8th Defendant	Rs.10,000/-	13.06.2006
9	M.Jothiammal, 9th Defendant	Rs.42,000/-	13.06.2006
10	J.Nirmala, 10th Defendant		
11	J.Sarada, 11th Defendant		
12	Suriyakala, 12th Defendant	Rs.10,000/-	19.06.2006
13	M.Madhavan, 13th Defendant	Rs. 5,000/-	13.06.2006
14	M.Hari, 14th Defendant	Rs. 5,000/-	13.06.2006
15	R.Ranganathan, 15th Defendant	Rs.10,000/-	14.06.2006
16	Mrs.Alamelu, 16th Defendant		
17	T.Sathish Kumar, 17th Defendant	Rs.10,000/-	19.06.2006
18	A.Narayanasamy, 18th Defendant	Rs. 5,000/-	14.06.2006
19	Chandrasekar, 19th Defendant	Rs.10,000/-	17.06.2006
20	Chellammal, 20th Defendant	Rs. 3,000/-	17.06.2006



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S.No.	Name of the Defendants	Refund Rupees	Received as advance under receipt dated
21.	Gaajendran, 21st Defendant	Rs.25,000/-	17.06.2006
22.	Karunakaran, 22nd Defendant	Rs.25,000/-	15.06.2006
23.	Kumarasamy, 23rd Defendant	Rs. 5,000/-	19.06.2006
24.	Revathy, 24th Defendant	Rs.15,000/-	17.06.2006
25.	Vijayakumar, 25th Defendant	Rs.20,000/-	19.06.2006
26.	K.Sridhar, 26th Defendant	Rs. 5,000/-	17.06.2006
	Total Amount	Rs.2,62,000/-	

c) permanent injunction restraining the defendants, their men, agents, servants, representatives or anybody through or on behalf of the defendants from in any way transferring and alienating or encumbering the suit schedule land;

and

d) for costs of the suit.

For Plaintiff : Mr.C.Hanumantha Rao

For Defendants : Mr.R.Krishnaswamy



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When this Civil Suit is taken up today for hearing, the learned counsel appearing for the plaintiff submitted that he has no instructions from the plaintiff and hence, he prays to dismiss the suit and also made an endorsement to that effect.

2. In view of the aforesaid submission and endorsement made by the learned counsel for the plaintiff, this Civil Suit stands dismissed for non-prosecution. No costs. Consequently, connected application is closed.

08.07.2022

Index : Yes/No
Internet : Yes
Speaking/Non-speaking order
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List of Witnesses & documents on either side :

Nil



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