



C.R.P.(PD)No.1709 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.06.2022

CORAM :

THE HONOURABLE MS. JUSTICE R.N.MANJULA

C.R.P.(PD)No.1709 of 2022

and

C.M.P.No.8614 of 2022

Mr.Diamond Das
S/o.Ashutosh Das

... Petitioner

..Vs..

1. Cosmo City Residents Welfare Association CCRWA
Represented by the authorised person
No.1/53, Dr.Abdul Kalam Road, Pudupakkam
Chennai-603 103.
2. Mr.Sreenivasarao Kattaa
The President
B21-303, Cosmo City Residents Welfare Association CCRWA
No.1/53, Dr.Abdul Kalam Road, Pudupakkam
Chennai-603 103.
3. Mr.Mohanraj Murugesan
The Secretary
B21-303, Cosmo City Residents Welfare Association CCRWA
No.1/53, Dr.Abdul Kalam Road, Pudupakkam
Chennai-603 103.



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4. Mr.Vijay Krishna

Treasurer

B21-303, Cosmo City Residents Welfare Association CCRWA

No.1/53, Dr.Abdul Kalam Road, Pudupakkam

Chennai-603 103.

5. The District Registrar of Societies
Chengalpattu.

6. The State Bank of India
Represented by its Bank Manager
Padur Branch, Chengalpattu.

... Respondents

Prayer :- Civil Revision Petitions filed under Article 227 of the Constitution of India, to dispose of I.A.No.11 of 2022 in O.S.No.148 of 2022 pending on the file of Principal District Judge, Chengalpattu, within a reasonable time frame.

For Petitioner : Mr.S.T.Bharath Gowtham
For Respondents : Mr.A.R.Sakthivel

ORDER

This Civil Revision Petition has been preferred seeking a direction to dispose of I.A.No.11 of 2022 in O.S.No.148 of 2022 pending on the file of Principal District Court, Chengalpattu, within a prescribed time limit.



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2.The learned counsel for the petitioner/plaintiff submitted that during the pendency of the suit, the respondents/defendants, taking advantage of the absence of any injunction order, proceeded to give admin notice and deal with the funds of the Association and hence, a direction shall be given to the Court to dispose of the matter as early as possible.

3. Per contra, the learned counsel for the respondent submitted that the petitioner cannot file this petition without proving his *local standi* to maintain the petition and the representatives cannot represent the members of the Cosmo City Residents Welfare Association (C.C.R.W.A.).

4. In fact, an application in I.A.No.11 of 2022 was filed by the plaintiff as a representative of the Association for seeking interim injunction restraining the first defendant from implementing the Resolution dated 12.12.2021, which is still pending. Without clearing



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this preliminary objections as to the *locus standi*, no direction can be issued to the learned trial Judge to dispose the matter within a fixed time frame. However, it will be appreciable, if the learned trial Judge bestows his best interest to dispose of I.A.No.11 of 2022 at the earliest.

4. Accordingly, this Civil Revision Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

28.06.2022

Index: Yes No
Speaking Order: Yes/No
ms

To

1. The Principal District Court,
Chengalpattu.
2. The District Registrar of Societies
Chengalpattu.

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R.N.MANJULA, J.

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