

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

FRIDAY, THE 10TH DAY OF JUNE 2022

THE HON'BLE MR. JUSTICE KRISHNAN RAMASAMY

O.A.No.491 of 2021

in

A.No.6408 of 2019

1.Mr.N.S.Balachandhar
Son of Mr.N.Srinivasan
Aged about 39 years
having office at Flat No.5,
Raaga Apartments
No.66 and 68, Venkatakrishna Road,
Mandaveli, Chennai – 600 028.

2.Mr.R.Suresh Mallya
Son of Late H.Ranganathan Mallya,
Aged about 52 years
Consultant & Mentor
Suvid Hospitality Services Residing at
1-A Kasi Viswanathar Koil Street,
West Mambalam, Chennai – 600 033.

... Applicants in both the
Applications

Vs.

The Honorary Secretary,
Samyukta Gowda Saraswata Sabha,
A society registered under the provisions
of the Societies Registration Act,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

2.Mr.A.Arjuna Pai,
President of Samyukta Gowda Saraswata Sabha,

having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

3.Dr.H.R.Shanbhogue,
Vice President of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

4.Mr.C.J.Nayak,
Honorary Secretary of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

5.Mr.Vasanth M.Shanbhag,
Joint Secretary of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

6. Mr.K.P.Lakshmana Rao,
Honorary Treasurer of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

7.Mrs. Vijayalakshmi R.Pai,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

8.Mrs. Vijayalakshmi R.Prabhu,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

9. Mr.V.Muralidhara Rao,
Committee Member of Samyukta Gowda Saraswata Sabha,

having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

10.Mr.H.Mohandas Pai,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

11.Mr.Suresh A.Pai,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

12.Mr.B.Balakrishna Rao,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

13.Dr.S.Dinesh Nayak
Present President of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

14. Mr.Suresh Shanbhogue
Present Treasurer of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

15. Mrs.K.P.Kiran Rao,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

16.Mr.Praveen Kamath,
Committee Member of Samyukta Gowda Saraswata Sabha,

having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

17.Mr.R.Sathyannarayana Shenoy,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

18. Mr.M.Uday Kamath,
Committee Member of Samyukta Gowda Saraswata Sabha,
having its registered office at
No.55, Habibullah Road,
T.Nagar, Chennai – 600 017.

(Respondents 13 to 18 impleaded as per order dated 20/01/2021 in
A.No.158/2020)

... Respondents in both the
Applications

Original Application praying that this Hon'ble Court be pleased to grant an interim injunction restraining the Managing Committee of the 1st Respondent Trust, their men, servants, employees or anyone claiming through or under them from and in any manner alienating, encumbering, transferring, demolishing the building or otherwise dealing with the property being land and building known as "Samyukta Gowda Saraswata Sabha" (S.G.S. Sabha) bearing Door No.55 (Old No.16) Habibullah Road, T.Nagar, Chennai 600 017, pending disposal of Application No.6408 of 2019 filed in C.S.Sr.No.112222 of 2019.

This Original Application coming on this day before this court for hearing, the court made the following order:-

This Petition has been filed to grant an interim injunction restraining the Managing Committee of the 1st respondent Trust, their men, servants, employees or anyone claiming through or under them from and in any manner alienating, encumbering, transferring, demolishing the building or otherwise dealing with the property being land and building known as Samyukka Gowda Saraswata Sabha (S.G.S. Sabha) bearing Door No.55 (Old No.16) Habibullah Road, T.Nagar, Chennai – 600 017, pending disposal of application no.6408 of 2019 filed in C.S.D.No.112222 of 2019.

2. When the present application is taken up for hearing, the learned counsel appearing on either side submitted that the present application may be dismissed as infructuous.

3. In view of the submission made by the learned counsel appearing on either side, this application is dismissed as infructuous.

Sd./-KRJ.

10/06/2022

//Certified to be true copy//

Dated at Madras this the day of 2022.

COURT OFFICER(O.S.)

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EVK 22/06/2022