



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 14TH DAY OF MARCH 2022

THE HON'BLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

C.S.No.252 of 2017

Mr.Shabbir .Y. Sirohiwala,
Prop. of Master Tools Centre,
Old Door No.108, New Door No.225,
Linghi Chetty Street,
Chennai- 600 001

... Plaintiff

-Versus-

Tecpro Systems Limited
Represented by its Managing Director,
Registered office at
No.106, Vishwadeep Tower,
Plot No.4, District Centre,
Janakpuri,
New Delhi 110 058.
Corporate office at
Tecpro House,
Plot No.78, Sector - 34,
NH-8, Guragon,
Haryana 122 001,
Head Office at
Tecpro Towers,
Plot No.11-A17, 5th Cross Road,
Sipcot IT Park, Siruseri,
Kancheepuram District,
Tamil Nadu 603 103

... Defendant

<https://hcservices.ecourts.gov.in/hcservices/> Civil Suit praying that this Hon'ble Court be pleased to pass a

judgment and decree against the defendant:



WEB COPY

a)to pay to the plaintiff a sum of Rs.1,09,69,724/- together with interest at 24% p.a. on Rs.63,77,747/- from the date of plaint till the date of realization.

b)for costs of this suit

This Civil Suit coming on this day before this court for hearing in the presence of Mr.Anirudh for M/s.Nithyaesh & Vaibhav, Advocate for the plaintiff herein and upon reading the plaint fled herein and the memo dated 08.03.2022 having been filed before this Court on 14.03.2022 and the learned counsel for the plaintiff herein having sought permissions of this court to withdraw this civil suit and to file an appropriate application claiming relief before the Liquidator,

it is ordered as follows:-

That the suit in C.S.No.252 of 2017 be and is hereby dismissed as withdrawn with liberty to the plaintiff to file application for claim before the liquidator.

2. That a certificate under section 69 of Tamil Nadu Court Fees and Suits Valuation Act, 1955 (Amendment Act) do issue herein, out of and under the seal of this court in favour of Shabbir .Y. Sirohiwala, Prop. of



the Pay and Accounts Office, High Court Chennai, for a sum of Rs.1,13,404/- (Rupees One Lakh Thirteen Thousand Four Hundred and Four only) being the entire court fee paid on the plaint by the plaintiff herein.

3. That there shall be no costs of this suit.

WITNESS THE HON'BLE MR. JUSTICE MUNISHWAR NATH BHANDARI, CHIEF JUSTICE, HIGH COURT AT MADRAS AFORESAID, THIS THE 14TH DAY OF MARCH 2022

Sd./-

ASSISTANT REGISTRAR (O.S.I)

//Certified to be true copy//

Dated at Madras this the day of 2022.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 14.03.2022

CORAM :

THE HONOURABLE MRS. JUSTICE **V.BHAVANI SUBBAROYAN**

C.S.No. 252 of 2017

Shabbir. Y. Sirohiwala
Proprietor of Master Tools Centre,

..Plaintiff

Versus

Tecpro Systems Limited
Represented by its Managing Director

..Defendant

Prayer:- Civil Suit is filed under Order VII, Rule 1 of CPC., read With Order IV, Rule 1 of O.S. Rules of this Court, to pay to the plaintiff a sum of Rs.1,09,69,724/- together with interest at 24% p.a. on 63,77,747/- from the date of plaint till the date of realization and for costs.

For Plaintiff : Mr.Anirudh
For M/s. Nithyaesh & Vaibhav

JUDGEMENT

The learned counsel appearing for the plaintiff submitted that the defendant/Company went to liquidation subsequent to the filing of the above suit by the plaintiff for recovery of a sum of Rs.1,09,69,724/-. He has



plaintiff is seeking permission of this Court to withdraw this civil suit and to file an appropriate application claiming relief before the Liquidator.

2. Recording the said memo, the Civil Suit is dismissed as withdrawn with liberty to file application for claim before the liquidation. Registry is directed to refund the necessary Court Fee to the plaintiff as per the procedure established under law. No costs.

Sd./-V.B.S.J.

14.03.2022

//Certified to be true copy//

Dated at Madras this the day of 2022.

COURT OFFICER(O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.



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28.03.2022

C.S.No.252 of 2017

ORDER:

DATED: 14.03.2022

THE HON'BLE MRS.JUSTICE
V.BHAVANI SUBBAROYAN

FOR APPROVAL:

APPROVED ON: