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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 21ST DAY OF MARCH 2022

THE HON'BLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

CS.No.491 of 1991

A.H.Kamaleswari
No.196, Dr.Besant Road,
Madras -5

...Plaintiff

VS

1.M/s.Padmini Pictures,
Rep.by Propr.B.R.Ravishankar
No.6, Balakrishna Road,
Mylapore, Madras

2.Raj Video Vision,
No.703, Mount Road,
Madras-2

3.Sadanas
Century Palaza,
Teynampet
Madras - 18

4.Rajendras
12-B, Poes Road,
Madras

5.Preethi Video
No.703, Mount Road,
Madras-2

....Defendants



Civil Suit praying that this Hon'ble Court be pleased to pass a

judgment and decree :

1)for a declaration that the plaintiff is the sole and exclusive and absolute owner of the limited copy right in respect of the All India Video rights of the Tamil Talkie pictures NADODI and RAGASIA POLICE 115.

2)for a permanent injunction restraining the defendants 2 to 5 their, agents, servants or anybody claiming through or under them from in any way interfering with the Indian Video rights of the Tamil Talkie pictures titled NADODI and RAGASIA POLICE 115 either by releasing, distributing or selling the video cassetts of the said pictures throughout India or in and other manner whatsoever or attempting to do so.

3)for costs.

This civil suit coming on this day before this Court for hearing in the presence of Mr.A.Chidambaram, Advocat for the plaintiff herein and Mr.N.S.Varadachari, Advocate for the 1st defendant herein and Mr.R.Krishnaswami, Advocate for the defendants 2 to 4 herein and upon reading the plaint filed herein and this Court having observed that the agreement dated 27.03.1991 entered into between the parties for a period of 15 years from 27th March 1991 was expired on 26th March 2016 itself and



It is ordered as follows:-

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That the suit in C.S.No.491 of 1991 be and is hereby dismissed as infructuous.

2. 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 21ST 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.)

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C.S.No.491 of 1991

ORDER

DATED : 21.03.2022

THE HON'BLE MRS. JUSTICE
V.BHAVANI SUBBAROYAN

FOR APPROVAL: 06.04.2022

APPROVED ON : 06.04.2022



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.03.2022

CORAM

THE HON'BLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

C.S.No.491 of 1991

A.H.Kamaleswari

... Plaintiff

Vs.

1. M/s.Padmini Pictures
rep. by propr.B.R.Ravishankar

2. Raj Video Vision
Madras-2.

3. Sadanas,
Century Palaza,
Teynampet.

4. Rajendras

5. Preethi Video,
Madras.

... Defendants

Plaint filed under Sections 55 and 62 of the Indian Copy Right Act
1957 read with Order IV Rule 1 and 2 of O.S. Rules, praying for a judgment
and decree as follows :



a) For a declaration that the plaintiff is the sole and exclusive and absolute owner of the limited copy right in respect of the All India Video Rights of the Tamil Talkie Pictures Nadodi and Ragasia Police 115.

b) For a permanent injunction restraining the defendants 2 to 5, their agents, servants or anybody claiming through or under them from in any way interfering with the Indian Video Rights of the Tamil Talkie Pictures titled Nadodi and Ragasia Police 115 either by releasing, distributing or selling the video cassettes of the said pictures throughout India or in any other manner whatsoever or attempting to do so.

For Plaintiff : Mr.A.Chidambaram

For D1 : Mr.N.S.Varadachari

For D2 to D4 : Mr.R.Krishnaswami

JUDGMENT

The agreement dated 27.03.1991 entered into between the parties for a period of 15 years from 27th March 1991 was expired on 26th March 2016 itself. Hence, the suit has become infructuous.

2. Accordingly, this Civil Suit is dismissed as infructuous. No costs.



Sd./-V.B.S.J.
21.03.2022

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//Certified to be true copy//

Dated at Madras this the day of 2022.

COURT OFFICER(O.S.)

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