



WEB COPY

A.No.265 of 20



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-12-2024

CORAM

THE HONOURABLE MR JUSTICE P.B. BALAJI

APPLN. 265 of 2024

AND

APPLN. 96 OF 2020, APPLN. 97 OF 2020, IP. 32 OF 2018, APPLN. 92 OF 2020, APPLN. 93 OF 2020, APPLN. 94 OF 2020, APPLN. 95 OF 2020

K.PARAMASIVAN
RESIDING AT 139/168, ASHOK NAGAR,
ARUMBAKKAM, CHENNAI-600 106.

APPELLANT(S)

Vs

THE OFFICIAL ASSIGNEE
HIGH COURT, MADRAS.

RESPONDENT(S)

APPLN. 96 of 2020

The Official Assignee
HIGH COURT MADRAS

APPELLANT(S)

Vs

C. Periyasamy
HIGH COURT MADRAS AND 7 OTHERS

RESPONDENT(S)

APPLN. 97 of 2020

The Official Assignee
HIGH COURT MADRAS

APPELLANT(S)

Vs

C. Periyasamy
HIGH COURT MADRAS AND 7 OTHERS

RESPONDENT(S)



WEB COPY

A.No.265 of 20



IP. 32 of 2018

C.PERIYASAMY
NO.55, GROUND FLOOR, METTU STREET,
VADAPALANI,CHENNAI 600 026

APPELLANT(S)

Vs

C
NO.55, GROUND FLOOR, METTU STREET,
VADAPALANI,CHENNAI 600 026

RESPONDENT(S)

APPLN. 92 of 2020

The Official Assignee
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN

APPELLANT(S)

Vs

C. Periyasamy
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN AND 7 OTHERS

RESPONDENT(S)

APPLN. 93 of 2020

The Official Assignee
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH

2/15



A.No.265 of 20



C. BALASUBRAMANIAM
C. RAJENDRAN

APPELLANT(S)

Vs

C. Periyasamy
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN AND 7 OTHERS

RESPONDENT(S)

APPLN. 94 of 2020

The Official Assignee
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN

APPELLANT(S)

Vs

C. Periyasamy
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN AND 7 OTHERS

RESPONDENT(S)

APPLN. 95 of 2020

THE OFFICIAL ASSIGNEE
HIGH COURT MADRAS

APPELLANT(S)

Vs



C. Periyasamy
HIGH COURT MADRAS AND 7 OTHERS

RESPONDENT(S)

APPLN. 265 of 2024

For Appellant(s):

M/S.SRIMATHI V.
AVINASH WADHWANI

For Respondent(s):

THE OFFICIAL ASSIGNEE-R1
M/S.C.RAMESH FOR R2-R5

APPLN. 96 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI

For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

APPLN. 97 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI

For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

IP. 32 of 2018



WEB COPY

A.No.265 of 20



For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
MR.C.RAMESH
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI

For Respondent(s):

M/S. V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

APPLN. 92 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
MR.C.RAMESH
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI
V.CHANDRASEKAR-MS/751/1980
K.P.MURALIDHARAN
A.JANANI

For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

APPLN. 93 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
MR.C.RAMESH
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI
V.CHANDRASEKAR-MS/751/1980
K.P.MURALIDHARAN
A.JANANI



K.P.MURALIDHARAN-MS/645/2000
A.JANANI-MS/1527/2014

For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

APPLN. 94 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
MR.C.RAMESH
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI
V.CHANDRASEKAR-MS/751/1980
K.P.MURALIDHARAN
A.JANANI
K.P.MURALIDHARAN-MS/645/2000
A.JANANI-MS/1527/2014

For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

APPLN. 95 of 2020

For Appellant(s)(s):

K.V.ANANTHAKRISHNAN
MR.C.RAMESH
V. CHANDRASEKAR
K.P. MURALIDHARAN
A. JANANI
V.CHANDRASEKAR-MS/751/1980
K.P.MURALIDHARAN
A.JANANI
K.P.MURALIDHARAN-MS/645/2000
A.JANANI-MS/1527/2014



For Respondent(s):

MR.C.RAMESH FOR R1 TO R4
M/S.V. SRIMATHI
J. SENTHIL KUMAR FOR R5 & R6

ORDER

This Application has been filed for reopening the evidence of the respondents 5 and 6 in A.Nos.92 to 97 of 2020 in I.P. No.32 of 2018.

2. Head Mr.Avinash Wadhwani, learned counsel for the Applicant and Mr.K.V.Ananthakrishnan, learned counsel for the respondent respectively.

3. The learned counsel for the respondent would vehemently oppose the Application for reopening of evidence of the respondents 5 & 6 in A. Nos.92 to 97 of 2020 in I.P.No.32 of 2018. According to the learned counsel for the respondent, this matter has been referred before the learned Master even as early as on 09.04.2024. Despite several adjournments, the Applicant has not prosecuted it and has intentionally dragged the matter and hence the Applicant does not deserve any indulgence and prayed for dismissal of this Application.

4. I have gone through the affidavit filed in support of the Application. Considering the Application filed to annul the transactions in

7/15



favour of the respondents 5 & 6, a fair opportunity should be afforded to the applicant to put forth their case. In view of the above, this Application is allowed, however with a rider that evidence shall be let in and the learned Master shall complete the recording of evidence of respondents 5 & 6, on or before 21.12.2024.

5. Post the matter before the learned Master for recording evidence on 12.12.2024. The proof Affidavit of the respondents 5 & 6 shall be served in advance to the learned counsel for the Applicant.

6. Post the matter on 06.01.2025 before this Court.

09-12-2024

To
1. THE OFFICIAL ASSIGNEE
HIGH COURT, MADRAS.

APPLN. 96 of 2020

1.C. PERIYASAMY
HIGH COURT MADRAS

2.C. RAMESH
NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET,
VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM
NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK

8/15



NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN

NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600 078.

5.C. PARAMASIVAN

S/O. KRISHNAMOOPANAR

6.MUTHULAKSHMI PARAMASIVAN

RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR, ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK

KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK

AMINJIKARAI BRANCH, CHENNAI

APPLN. 97 of 2020

1.C. PERIYASAMY

HIGH COURT MADRAS

2.C. RAMESH

NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET, VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM

NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN

NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600 078.

5.C. PARAMASIVAN

S/O. KRISHNAMOOPANAR



WEB COPY

6.MUTHULAKSHMI PARAMASIVAN
RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR,
ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK
KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK
AMINJIKARAI BRANCH, CHENNAI

IP. 32 of 2018

1.C
NO.55, GROUND FLOOR, METTU STREET,
VADAPALANI, CHENNAI 600 026

APPLN. 92 of 2020

1.C. PERIYASAMY
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PERIYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN

2.C. RAMESH
NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET,
VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM
NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK
NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN
NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600
078.

10/15



5.C. PARAMASIVAN
S/O. KRISHNAMOOPANAR

6.MUTHULAKSHMI PARAMASIVAN
RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR,
ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK
KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK
AMINJIKARAI BRANCH, CHENNAI

APPLN. 93 of 2020

1.C. PERIYASAMY
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PEIRYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN

2.C. RAMESH
NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET,
VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM
NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK
NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN
NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600
078.

5.C. PARAMASIVAN
S/O. KRISHNAMOOPANAR



WEB COPY

6.MUTHULAKSHMI PARAMASIVAN
RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR,
ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK
KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK
AMINJIKARAI BRANCH, CHENNAI

APPLN. 94 of 2020

1.C. PERIYASAMY
HIGH COURT, MADRAS
REPRESENTING THE ESTATE OF C.PEIRYASAMY

C. RAMESH
C. BALASUBRAMANIAM
C. RAJENDRAN

2.C. RAMESH
NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET,
VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM
NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK
NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN
NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600
078.

5.C. PARAMASIVAN
S/O. KRISHNAMOOPANAR

6.MUTHULAKSHMI PARAMASIVAN
RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR,



ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK
KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK
AMINJIKARAI BRANCH, CHENNAI

APPLN. 95 of 2020

1.C. PERIYASAMY
HIGH COURT MADRAS

2.C. RAMESH
NO.48/76, 2ND FLOOR, SOUTH SIVAN KOIL STREET,
VADAPALANI, CHENNAI - 600 026.

3.C. BALASUBRAMANIAM
NEW NO.19, OLD NO.17, SUSILA ILLAM, 21ST AVENUE, ASHOK
NAGAR, CHENNAI- 600 083.

4.C. RAJENDRAN
NO.H1, 15TH SECTOR, 97TH STREET, K.K. NAGAR, CHENNAI - 600
078.

5.C. PARAMASIVAN
S/O. KRISHNAMOOPANAR

6.MUTHULAKSHMI PARAMASIVAN
RESPONDENTS 5 AND 6 RESIDING AT 139/168, ASHOKA NAGAR,
ARUMBAKKAM, CHENNAI - 600 106.

7.SYNDICATE BANK
KODAMBAKKAM BRANCH, CHENNAI - 600 024.

8.SYNDICATE BANK, AMINJIKARAI BRANCH, CHENNAI.



WEB COPY

A.No.265 of 20



P.B.BALAJI, J.

rkp

APPLN. 265 of 2024
AND
APPLN. 96 OF 2020, APPLN. 97 OF 2020,IP. 32 OF 2018,APPLN. 92
OF 2020,APPLN. 93 OF 2020,APPLN. 94 OF 2020,APPLN. 95 OF 2020



WEB COPY

A.No.265 of 20



09.12.2024