



WEB COPY



C.S.No.12 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.08.2024

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THE HONOURABLE MR. JUSTICE RMT.TEEKAA RAMAN

C.S.No.12 of 2022

and

A.No.378 of 2022

R.Kishore Kumar @ Guinness Kishore

S/o.Rava Kannan

Proprietor

Annai Theresa International Films

No.6/36, Arunachalam Road

Saligramam, Chennai 600 093

... Plaintiff

Vs.

1.The South Indian Film Chamber of Commerce

Represented by its Honorary Secretary

Having office at

T.R.Sundaram Avenue

No.605, Anna Salai

Chennai 600 006

2.The Election Officer

The South Indian Film Chamber of Commerce

T.R.Sundaram Avenue

No.605, Anna Salai

Chennai 600 006

3.Ravikottarakaru

S/o.K.P.Kottarakaru

4.T.A.Arulpathy

S/o.T.Arunachalam



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5.G.V.G.Raju
S/o.G.V.S.Raju

6.N.M.Suresh
S/o.Mohan Rao

7.K.V.Venkatesh
S/o.K.M.Vasudeva Rao

8.B.Rakesh
S/o.Bahuleyan Govindan

9.T.Prasanna Kumar
S/o.Pitchaiah Tummala

10.K.Nandakumar
S/o.P.K.Kaimal

*(Defendants 3 to 10 impleaded as per order
dated 22.09.2022 in A.No.3118 of 2022)*

... Defendants

Prayer: Plaint filed under Order IV Rule 1 of Original side Rules read with Order VII Rule 1 of CPC for (i)declaring the circular dated 03.01.2022 issued by the Defendants 1 & 2 as null and void and ultra vires the Memorandum of Association, Rules and Regulations of the 1st Defendant Association; (ii) Declaring the consequential letter dated 11.01.2022 sent by the Election Officer/2nd Defendant as null and void, non-est, ex facie wholly without jurisdiction and contrary to the Memorandum of Association, Rules and Regulations of the 1st Defendant Association; (iii) Permanent injunction



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restraining the Defendants, their men, agents, servants and anyone claiming under them or acting on their behalf from in any manner conducting the 77th Annual General Meeting of the first defendant Association either on 06.02.2022 or on any other date based on the Circular dated 03.01.2022 or in any manner whatsoever without following the Memorandum of Association, Rules and Regulations of the 1st Defendant Association and the Tamil Nadu Societies Registration Act, 1975; (iv) Directing the defendant to pay the costs of the suit.

For Plaintiff : Mr.Vicram
for Mr.B.Arvind Srevatsa

For Defendants : Mr.K.Harishankar (for D1)
Mr.R.Sagadevan (for D2)
Mr.C.Santhoshkumar (for D3 to D10)

JUDGMENT

When the matter is taken up, Mr.Vicram, learned counsel appearing on behalf of Mr.B.Arvind Srevatsa, learned counsel for the Plaintiff reported that he had no instruction from the Plaintiff.

2.Learned counsel for the Defendant stated that the Suit is against conducting the 77th Annual General Meeting of the first Defendant Association



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either on 06.02.2022 or on any other date based on the Circular dated 03.01.2022, without following the Memorandum of Association, Rules and Regulations of the 1st Defendant Association and the Tamil Nadu Societies Registration Act, 1975.

3.Since the learned counsel for the Petitioner has reported 'no instruction', this Suit is dismissed for default. Consequently, connected Application is closed.

08.08.2024

Index : Yes/No
Neutral citation : Yes/No
Speaking Order/Non-Speaking Order

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RMT.TEEKAA RAMAN.J,

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