



WEB COPY



A.No.2639 of 2024
in C.S. D.No.83403 of 2022

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C.V.KARTHIKEYAN,J.

The suit has been filed seeking a declaration that a settlement deed dated 06.06.2011 executed by the plaintiff in favour of the defendants as null and void and to declare the plaintiff as owner of 'B' Schedule property. The 'B' Schedule property is situated within the jurisdiction of this Court. All the defendants are also residing within the jurisdiction of this Court, except the 3rd defendant, who is residing at Bangalore. It is under those circumstance that leave is sought to institute the suit against the 3rd defendant within the jurisdiction of this Court. Leave is granted. Registry to number the suit if it is otherwise in order.

2. A representation is made on behalf of the 1st defendant that the 1st defendant had filed a Caveat. The Caveat will operate only after the suit is numbered and the relief now sought is also not against the 1st defendant. It is only to institute the suit as against the 3rd defendant, who is residing in Bangalore. I am confident that the learned counsel for the



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plaintiff would serve the papers on the 1st defendant before seeking any relief in the main suit immediately after the suit is numbered. There is an obligation on the plaintiff to do so also and the 1st defendant will certainly be heard before any application is heard after the suit is numbered.

05.06.2024

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