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A.No.4400 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **11-12-2024**

CORAM

**THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE**

**A.No.4400 of 2024**

**IN**

**C.S.No.57 of 2015**

THYRO LABORATORIES  
194 1 POONAMALEE HIGH ROAD KILPAUK  
CHENNAI 600 010

APPLICANT

Vs

THYRO CARE TECHNOLOGIES LTD  
A COMPANY INCORPORATED UNDER THE  
PROVISIONS OF THE COMPANIES ACT, 1956,  
REPRESENTED BY ITS EXECUTIVE DIRECTOR  
AND AUTHORISED SIGNATORY  
MR.A.SUNDARARAJU,  
D-37/1, TTC, MIDC, TURBHE,  
NAVI MUMBAI - 400 703.

RESPONDENT

**For Applicant:**

NAVOD PRASANAN  
FOR M/S.MS BHARATH

**For Respondent:**

R.SUNILKUMAR



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## **ORDER**

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This application has been filed by the applicant/defendant seeking leave of this Court to lead secondary evidence to prove the documents listed in paragraph No.4 of the affidavit and Schedule-A of the Judges Summons.

2. Counter affidavit has also been filed by the respondent/plaintiff in this application.

3. The documents for which leave is sought for to let in secondary evidence are (a)Income-tax returns of the defendant; (b)Quotation received by the defendant from K.K.Agency; and (c)Certificate granted by the Department of Industries and Commerce to the defendant. Though serious objections have been raised by the respondent/plaintiff as seen from their counter for allowing this application, this Court, after giving due consideration to the nature of documents filed by the applicant/defendant and the reasons contained in the affidavit filed in support of this application, is of the considered view that no prejudice will



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be caused to the respondent/plaintiff if leave as sought for in this application is granted by this Court by granting liberty to the respondent/plaintiff to question the admissibility, proof and relevance of those document during the cross-examination of the defendant's witness.

Accordingly, this application is disposed of by granting permission to the applicant/defendant to lead secondary evidence in respect of the documents disclosed in the Schedule to the Judges Summons and by granting liberty to the respondent/plaintiff to cross-examine the defendant's witness with regard to the admissibility, proof and relevance of the documents for which permission has been granted by this Court through this order to let in secondary evidence.

**11-12-2024**

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**ABDUL QUDDHOSE, J**

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