



WEB COPY

OSA NO. 23 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31-01-2025

CORAM

THE HONOURABLE MR JUSTICE S. S. SUNDAR

AND

THE HONOURABLE MR.JUSTICE P. DHANABAL

OSA Nos. 23 and 24 of 2025

and

CMP.Nos.2199 & 2200 of 2025

M/s. Ramaniyam Real Estate Pvt Ltd
rep by its Managing Director V. Jaggannathan,
D.No.17/35, 2nd Main Road, Gandhi Nagar,
Adyar, Chennai 20.
(Now shifted to 14/67, 3rd Main Road,
Gandhi Nagar, Adyar, Chennai 20.)

.. Appellant

Vs

1. Gunda Ramani
W/o. G.T.S. Kumar,
2.K.Rangavalli
W/o.Karthick Chander
3.Pathi Lakshmi Kiran
W/o.Uday Kiran
4.Karthick Chander
S/o.Late Ragupathy

5.The Sub Registrar,
Sub -Registrar – Adyar,
Kamaraj Avenue 2nd Street,
Adyar, Chennai-600020

.. Respondents

Common Prayer : These Original Side Appeals are under Order 36 Rule 1 of Original Side Rules read with 15 of Letters Patent Act to set aside the order passed in A.Nos. 4603 & 4604 of 2024 in C.S.No. 68 of 2021 dated 29.10.2024.

For Appellant : Mr.S.Sundaresan

For Respondent(s): Mr. Sk.Rahul Vivek - R2
Mr. T.Arun Kumar, AGP - R5



COMMON JUDGMENT

(Order of the Court was made by the Hon'ble S.S.Sundar J.)

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These appeals are directed against the order of the learned Single Judge in A.Nos. 4603 and 4604 of 2024, allowing the applications filed by defendants 1 to 3 in C.S. No. 68 of 2021 under Order 14, Rule 8 of the O.S. Rules to frame additional issues.

2. The appellant filed the suit in C.S.No. 68 of 2021 for specific performance of an agreement concerning an undivided 3/5 share. In the plaint, a letter was referred to, explaining certain terms of the contract. The learned Single Judge found that additional issues were necessary and, therefore, allowed the applications.

3. This Court has gone through the additional issues framed by the learned Single Judge and finds that they certainly arise for consideration, given the specific pleadings in the written statement.

4. In the light of the specific pleadings in the written statement, the learned Single Judge rightly allowed the applications for framing additional issues. This Court finds no error warranting interference. Accordingly, these appeals are dismissed, with no order as to costs. Consequently, all connected Miscellaneous Petitions are also closed.

(S.S.SUNDAR J.) (P.DHANABAL J.)
31-01-2025

Index: Yes/No

Internet :Yes

ak

<https://www.mhc.tn.gov.in/judis>

To

The Sub Registrar

Sub-Registrar-Adyar, Chennai 20.



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S.S.SUNDA



P.DHANABAL, J.

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