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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2025

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THE HONOURABLE **MR.JUSTICE SENTHILKUMAR RAMAMOORTHY**

**A.No.437 of 2025**  
**in C.S.(Comm.Div.) No.1 of 2023**

Kumkum Buildcon Pvt Ltd  
Represented by its Managing Director Mr Nishant Kumar A504 Remi Biz  
Court Shah Industrial Estate Off Veera Desai Road Andheri  
West Mumbai 400 053 ... Applicant

-VS-

Appaswamy Real Estates Ltd  
Represented by its Managing Director Mr Nishant Kumar A504 Remi Biz  
Court Shah Industrial Estate Off Veera Desai Road Andheri West Mumbai  
400 053  
Represented by its Managing Director Mr Ravi Appaswamy, No.3,  
Mangesh Street, T.Nagar, Chennai 600 017. ... Respondent

For Applicant : Ms.Ami Kataria  
for M/s.P.J.Rishikesh

For Respondent : Ms.Subhadra Madhavan  
for M/s.Abishek Jenasenan

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**ORDER**

By this application, the plaintiff seeks leave to substitute the Chartered  
Accountant certificate dated 15.06.2022 with certificate dated



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**SENTHILKUMAR RAMAMOORTHY,J**

rna

25.09.2024. In the affidavit in support of the application, it is stated that leave is requested because the Chartered Accountant who issued certificate dated 15.06.2022 is unable to travel to Chennai to depose.

2. Learned counsel for the defendant has no objections to this application being allowed.

3. Upon examining the reasons set out in the affidavit and being satisfied that reasonable cause is shown, this application is allowed subject to the right of the defendant to file an affidavit of admission / denial in respect thereof and raise objections *inter alia* on grounds of admissibility, relevance and proof in course of trial.

**19.02.2025  
(1/2)**

rna

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