



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-04-2025

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THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

**CRP No. 1329 of 2025
and CMP No.7851 of 2025**

1. M/s.Nandha Chemicals

Rep by its Partner, Prakash Dying Compound, 10/677. Park
School, Chinnakarai, Tiruppur-641 605

2. V.M.Venkatachalam

Partner, M/s Nandha Chemicals, 10/677, Park School,
Chinnakarai, Tiruppur-641 605

Petitioner(s)

Vs

1. M/s.Yogeeshwar Chemicals Ltd.,

Rep by its Authorised Manager, Mr.Prashant Kukadiya, 2nd
Floor Coper Rollers Premises, Opp Post Office, Bhandup(W),
Mumbai-400 078,

Now operated from Address R-345, TTC Indl, Area Rabale,
MIDC, Thane Belapur Road, Navi Mumbai-400 701, (Rep by
its Authorized Manager Mr. Mahendra Uttekar)

2.V P Jeganathan(Partner)

M/s.Nandha Chemicals, 2/908, Kumaran Street, S.R.Nagar,
Mangalam Road, Tiruppur-641 607

Respondent(s)

PRAYER

To struck off the Execution petition filed by the respondent in EP.No.105/2023
in Case No.A16/2010-2011 pending on the file of the 1st Additional District and
Sessions Judge at Tiruppur.



For Petitioner(s): Mr.V. Ramamurthy

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ORDER

Learned counsel appearing for the petitioners submits that the Award in Case No.A16/2010-2011 was passed on 29.11.2010 and the Execution Petition has been filed beyond the period of 12 years i.e., on 23.02.2022, thereby, the execution petition is barred by limitation. He, thereby, prays that the execution proceedings have to be struck off.

2. Perusal of e-court services shows that the Execution Petition in E.P.No.105 of 2023 on the file of the 1st Additional District Court, Tiruppur, has been filed in Filing No.378/2022 on 23.02.2022. The copy of the case details and status in e-court services is extracted hereunder :-

Principal District Court, Tiruppur

Case Details

Case Type	EP - EXECUTION PETITION		
Filing Number	378/2022	Filing Date	23-02-2022
Registration Number	105/2023	Registration Date:	17-11-2023
CNR Number	TNTI180007382022 (Note the CNR number for future reference)		View QR Code / Cause Title

Case Status

First Hearing Date	17th November 2023
Next Hearing Date	16th April 2025
Case Stage	Enquiry
Court Number and Judge	2-I Additional District Judge



3. At this juncture, the learned counsel for the petitioners seeks permission of this Court to withdraw the petition and he seeks liberty to raise the grounds before the Executing Court. He has also made an endorsement to that effect.

4. In view of the submission and the endorsement made by the learned counsel appearing for the petitioners, this Civil Revision Petition stands dismissed as withdrawn. However, the petitioners are at liberty to raise their grounds before the Executing Court. Consequently, connected miscellaneous petition is closed. No costs.

01-04-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

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2. V P Jeganathan (Partner)

M/s. Nandha Chemicals, 2/908, Kumaran Street,

S.R. Nagar, Mangalam Road, Tiruppur-641 607

3. The 1st Additional District and Sessions Judge at Tiruppur.

4. The Section Officer, VR Section, High Court of Madras.



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