



WEB COPY

CMP No. 18670 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-03-2025

CORAM

**THE HONOURABLE DR JUSTICE ANITA SUMANTH
AND
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN**

**CMP No. 18670 of 2024
AND**

CMP NO. 18687 OF 2024,

WA NO. 1968 OF 2012,WA NO. 1969 OF 2012,WA NO. 1967 OF 2012

Sumathy Anbarasu
16/6, Appadurai Street, Teynampet,
Chennai 18. AND ANOTHER

Appellant(s)

Vs

The Sub Registrar
Kundrathur Sub Registrar Office,
Chennai 69 AND 2 OTHERS

Respondent(s)

CMP No. 18687 of 2024

Sumathy Anbarasu
D/o. R. Anbarasu, Rep by his Power of
Attorney Mrs. Sumathy Anbarasu,
No.354, O.No.241/8, Anbarasu
Complex, T.T.K. Road, Alwarpet, T.T.K.
Road, Alwarpet, Chennai 18. AND
ANOTHER

Appellant(s)

Vs

The Sub Registrar
Kundrathur Sub Registrar Office,
Kunrathur, Chennai 69. and 3 Others

Respondent(s)

WA No. 1968 of 2012

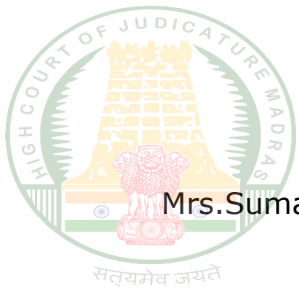
Mrs.Sumathy Anbarasu
.. AND ANOTHER

Appellant(s)

Vs

The Sub Registrar
Kundrathur Sub-registrar, Chennai-69.
and 2 Others

Respondent(s)



CMP No. 18670 of 2024



WA No. 1969 of 2012

Mrs.Sumathy Anbarasu

Appellant(s)

Vs

The Sub Registrar
Kundrathur Sub-registrar, Chennai-69.

Respondent(s)

WA No. 1967 of 2012

Mrs.Sumathy Anbarasu

Appellant(s)

Vs

The Sub Registrar
Kundrathur Sub-registrar, Chennai-69.

Respondent(s)

CMP No. 18670 of 2024

For Appellant(s): M/s.T.Karunakaran
G. Arulselvi

For Respondent(s): Mr.U.Bharanidharan, for R1

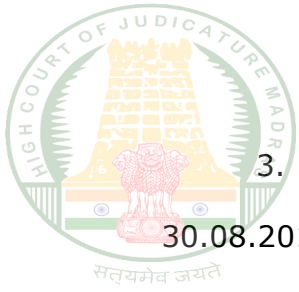
ORDER

(Order of the Court was made by Dr. Anita Sumanth J.)

These two miscellaneous petitions seek restoration of writ appeals in relation to W.A.No.1967 of 2012, which was dismissed for default on 01.12.2016 and W.A.No. 1969 of 2012, which was also dismissed for default on 01.12.2016 as against the second respondent. The petitioner has not sought restoration of W.A.No. 1968 of 2012, which was also dismissed for default on 01.12.2016.

2. We find from the verification of the docket orders that the matter was admitted as early as on 10.09.2012. When the matter came up on 01.12.2016, the following order has been passed:-

"The appellant (s) / petitioner (s) is / are directed to pay batta to the concerned respondent(s) on or before 23-12-2016, failing compliance, all appeals/petitions are deemed to have been dismissed."



3. In fact, the second respondent has passed away even on 30.08.2016, prior to order dated 01.12.2016 and till date, there is no move on the part of the assessee to have served the respondents or bring on record the legal heirs of the second respondent.

4. In view of the aforesaid circumstances, we find no justification whatsoever to indulge the petitioner in these petitions. To be noted that in the impugned order of the writ court, at paragraph 12, liberty had been granted to the writ petitioners to move the civil court and seek appropriate remedies. Hence it is for the petitioners to have done the needful.

5. Dismissed.

(ANITA SUMANTH J.)(C.KUMARAPPAN J.)
21.03.2025

ssm

Index:Yes/No
Speaking/Non-speaking order
Internet:Yes
Neutral Citation:Yes/No



CMP No. 18670 of 2024



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To

1.The Sub Registrar
Kundrathur Sub Registrar Office,
Chennai 69

2.Kamala Anbarasu
37, Anjaanneyar Koil Street,
Poonamallee, Chennai 56.

3.V. Panneerselvam
S/o. Late. Vasudevan, Level 9, 18 th
Smith Street, Paramatta, NSW 2150,
Sydney, Australia.

CMP No. 18687 of 2024

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Kundrathur Sub Registrar Office,
Kunrathur, Chennai 69.

2.V. Panneerselvam
S/o. Late. Vasudevan, Level 9, 18 th
Smith St, Parramatta, NSW 2150,
Sydney, Australia.

3.Kamala Anbarasu
W/o. R. Anbarasu, No.37, Anjaneyar
Koil St, Poonamallee, Chennai 56.

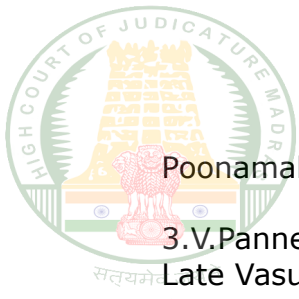
4.Arul Anbarasu
S/o. R. Anbarasu, No.105, Kamala
Garden, Kumanan Chavadi,
Kattupakkam, Chennai 56.

WA No. 1968 of 2012

To

1.The Sub Registrar
Kundrathur Sub-registrar, Chennai-69.

2.Mrs.Kamala Anbarasu
Residing At No.37, Anjaanneyar Koil St,



Poonamallee, Chennai-56.

3.V.Panneerselvam
Late Vasudevan, Level 9, 18th Smith
Street, Parramatta, Nsw 2150,
Sydeny, Australia.

WA No. 1969 of 2012

To

1.The Sub Registrar
Kundrathur Sub-registrar, Chennai-69.

2.V.Panneerselvam
Late Vasudevan, Level 9, 18th Smith
Street, Parramatta, Nsw 2150,
Sydeny, Australia.

3.Mrs.Kamala Anbarasu
Residing At No.37, Anjaanneyar Koil St,
Poonamallee, Chennai-56.

4.Mr.Arul Anbarasu
S/o R.Anbarasu At No.105 Kamala
Garden Kumanna Chavadi Kattupakkam
Ch-56

WA No. 1967 of 2012

To

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Kundrathur Sub-registrar, Chennai-69.

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**Dr. ANITA SUMANTH J.
AND
C.KUMARAPPAN J.**

ssm

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