WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.10.2026

CORAM

THE HON'BLE MR.JUSTICE HEMANT CHANDANGOUDAR

CS No. 860 of 2007
and
A.Nos.541 of 2025 & 3627 of 2024

CNR: {HCMA010079182007}

1. Tmt Kamatchi Naveen (decd.)
   W/o Naveen Chandar

2. Mr.Gaurav
   S/o Indrapal Singh

3. Mr.Karan
   S/o Indrapal Singh

4. Priyadarshini
   (P4 Declared as Major and discharged the Guardianship of her Mother and Natural Guardian Shakila)

5. Naveen Chandran
   S/o.D.Krishna Singh
   Block-D1, DABC Sahithiyam,
   No.364/1, Church Road, Mugapair East,
   Chennai-600 037.
   (P5 brought on record as Legalheirs of deceased 1st plaintiff as per order dt.17/02/2021 in A.161/2021)

..Plaintiff(s)

Vs

1. K.V.Jaisingh
   S/o Late Viswanath Singh

2. Mr.K.V.Indersingh(deceased)
   S/o Late Viswanath Singh

3. Mr.K.V.Balajisingh
   S/o Late Viswanath Singh

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

WEB COPY

1 To 3 Residing At No.36, Ramanujalu Garden Street, Perambur Barrecks, Chennai -600012

4. Tmt Lakshmi Bai
   W/o Paratap Singh
   No.432/1 Paneer Nagar, Mugappair
   Chennai.

5. Mrs.Saraswathi Bai
   W/o Indrapal Singh
   No.321/32, Kathiravan Colony
   Anna Nagar West
   Chennai – 600 040.

6. B.Shakila
   W/o Late M.Balaji Singh
   No.10-3-431, 104/2 RT
   Opp Mother Diary Vijayanagar Colony
   Hyderabad-500 057.

7. P.Dheeraj Kumar
   S/o Pratap Singh
   No.432/1 Paneer Nagar, Mugappair
   Chennai.

8. Indira
   W/o.Late Inder Singh

9. I.Dharmender
   S/o.Late Inder Singh

10. I.Jeetender
    S/o.Late Inder Singh

11. I.Shylander
    S/o.Late Inder Singh

(defendants 8 to 11 brought on record as legalheirs of the deceased 2nd defendant as per order dated 17.08.2009 in A.No.3566 of 2008 and delay condoned to carry out amendment as per order dated 08.01.2010 in A.No.67 of 2010)

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

WEB COPY

..Defendant(s)

Civil Suit has been filed under Order IV Rule 1 of Original Side Rules read with Order VII Rule 1 of CPC, praying to pass a judgment and decree for:-

a) to pass a preliminary decree of partition schedule property into 42 shares and allot 6/42 share to 1st plaintiff, 2/42 share each to the 2nd and 3rd plaintiffs and 3/42 share to the 4th plaintiff.

b) to grant permanent injunction restraining the defendants 1 to 3 from alienating the suit property.

c) to direct the defendants to pay the costs of the suit.

For Plaintiff(s): Mr.J.C.Durairaj,
for 5th plaintiff

For Defendant(s): Mr.V.Raghvachari
Senior Advocate
for Ms.V.Srimathi
for D1 to D3, D8 to D11
D4 to D7 set *ex parte*

JUDGMENT

The present suit has been filed seeking a preliminary decree for partition of the suit schedule properties into 42 shares, with 6/42 shares to be allotted to the first plaintiff, 2/42 shares each to the plaintiffs 2 and 3, and 3/42 shares to the fourth plaintiff. The plaintiffs have also sought a permanent injunction restraining defendants 1 to 3 from alienating the suit properties.

2. This Court, by order dated 30.06.2023, dismissed the suit insofar as plaintiffs 2 to 4 are concerned, holding that they are not entitled to any share in the suit properties. It was further held that the fifth plaintiff is entitled to his wife's 1/7 share in the suit properties, which is the share of the first plaintiff.

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

WEB COPY

3. During the pendency of the suit, the fifth plaintiff and the third defendant entered into a compromise. The deed of compromise dated 05.03.2026 was filed before this Court on 28.10.2026, duly signed by the fifth plaintiff, the third defendant and their respective counsel. The parties and their counsel were also present before this Court on that date. By order dated 28.10.2026, this Court dispensed with their personal appearance on the next date of hearing.

4. As per the terms of the compromise, the defendants have paid a sum of Rs.60 lakhs to the fifth plaintiff by way of demand draft towards full and final settlement of his claim. The fifth plaintiff has acknowledged receipt of the amount and admitted that no further amount is due from the defendants.

5. In view of the settlement arrived at between the parties, the receipt of Rs.60 lakhs by the fifth plaintiff towards full and final settlement of his claim, and his admission that he has no further claim over the suit schedule properties, the suit is disposed of in terms of the compromise. The deed of compromise dated 05.03.2026 shall form part of this judgment.

6. Considering the facts and circumstances of the case, there shall be no order as to costs. Consequently, the connected applications are closed.

30.10.2026

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

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

WEB COPY

To
The Sub-Assistant Registrar
Original Side
High Court, Madras.

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

WEB COPY

HEMANT CHANDANGOUDAR, J.

mk

CS No. 860 of 2007

30.10.2026

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