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C.M.P.No.3790 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.01.2026

CORAM

THE HONOURABLE MR. JUSTICE R.SURESH KUMAR

and

THE HONOURABLE MR. JUSTICE V.LAKSHMINARAYANAN

C.M.P.No.3790 of 2025

in

C.M.S.A.No.58 of 2023

Dr.Vandana Parvez,
9M SIS Meridian,
7 Gangai Nagar,
Velacheri Bypass Road,
Chennai – 600 042.

.. Petitioner

Vs.

1.IVR Hotels & Resorts Private Ltd,
Represented by its Director, Mr.E.C.Theodore Solomon,
30-A South Phase, III Floor, South Phase,
Thiru.Vi.Ka Industrial Estate, Guindy,
Chennai – 600 032.

Present Regional Office:
Survey Number 419, Aavisa Project,
State Highways 120 (Walajabad Road),
Santhavelore Village, Sunguvarchatiram,
Kanchipuram District.

Present Registered Office: MIHIR,
#8-2-350/5/A/24/1B & 2,
Road No.2, Panchavati Colony,
Banjara Hills, Hyderabad, Telangana, 500 034.



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- 2.Kotak Alternate Opportunities (India) Fund
Kotak Alternate Opportunities (India) Fund
27-BKC, 6th Floor, Plot No.C-27, “G” Block,
Bandra-Kurla Complex, Bandra (East),
Mumbai – 400 051.
- 3.Kotak India Realty Fund,
Kotak Alternate Opportunities (India) Fund
27-BKC, 6th Floor, Plot No.C-27, “G” Block,
Bandra-Kurla Complex, Bandra (East),
Mumbai – 400 051.
- 4.Kotak Investment Advisors Limited,
New Name Kotak Alternate Assets
Managers Limited 27-BKC 6th Floor Plot No.
C-27 G Block Bandra Kurla Complex
Bandra(East) Mumbai-400 051
- 5 IVR Prime Urban Developers Ltd
M22/3T Vijaynagar Colony Hyderabad
Andra Pradesh-500 057
- 6 Soma Hotels and Resorts Ltd
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057
- 7 E Sudhir Reddy
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057
- 8 E Sunil Reddy
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057
- 9 E Ella Reddy
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057



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10 M Mahesh
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057

11 Subhangi Kulkarni
M22/3T Vijaynagar Colony Hyderabad Andra
Pradesh-500 057

12 Rihim Developers Private Limited,
MIHIR 8-2-350/5/a/24/1B Road No.2
Panchavati Colony Banjara Hills
Hyderabad- 500 034.

.. Respondents

Prayer: Petition filed under Order IV Rule 9(4) of AS Rules, praying to
pardon the delay of nearly 109 days in filing the instant appeal in
compliance.

For Petitioner	:	Ms.Vandana Parvez Party-in-person
For R1	:	Mr.R.Parthasarathy Senior Counsel for Mr.Thriyambak J.Kannan
For RR 2 to 4	:	Mr.N.Ramakrishnan for M/s.ARK Law Associates

ORDER

(Order of the Court was made by *V.LAKSHMINARAYANAN, J.*)

This is an application filed to condone the delay of 109 days in
representation.



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2.The reason given in the affidavit is that the petitioner had suffered two cardiac incidents in 2021 and on 07.11.2023. It states that she had also undergone Coronary Angioplasty procedure at Apollo Hospital, Chennai, on 09.11.2023. She pleads that on 16.08.2024, she suffered cardiac angina. The delay is not enormous. It is only 109 days.

3.Condonation of delay in representation is a matter between Court and the party as held by a Division Bench of this Court in ***Y.Cusbar Vs. K.Subbarayan, 1993 TLNJ 375 (DB)***.

4.Following the said judgment, delay of 109 days stands condoned and accordingly, the Civil Miscellaneous Petition is ordered.

(R.S.K., J)

(V.L.N., J)

05.01.2026

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4.Kotak Investment Advisors Limited,
New Name Kotak Alternate Assets
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C-27 G Block Bandra Kurla Compex
Bandra(East) Mumbai-400 051

5 IVR Prime Urban Developers Ltd
M22/3T Vijaynagar Colony Hyderabad
Andra Pradesh-500 057



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