



WEB COPY

CMP No. 6864 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-03-2026

CORAM

THE HON'BLE MRS.JUSTICE N. MALA

CMP No. 6864 of 2026

AND

AS SR NO. 32237 OF 2026,CMP NO. 6865 OF 2026

Rahumathulla

S/o. Mohamed Ibrahim,

Rep by his power agent Mohamed Ibrahim,

Res. at 13/7, Thandavamoorthy Street,

Seven Wells, Chennai - 001.

..Appellant(s)

Vs

1. P.Kasali

S/o. S.M.K. Peer Mohideen,

Res. at No.10/10, Chakkarapani Road,

Narasingapuram,

Guindy,

Chennai - 032.

2. A. Venkatesh

S/o. A. Gopal Chetty,

No.22, Gopal Chetty Street,

Anakaputhur,

Chennai - 070.

3. M. Rajasekar

S/o. Venkateshwaralu,

Res. at Door No.54, S.P. Kovil Street,

Aarani Panchayat,

Ponneri,

Thiruvallur District.

4. R. Subhashini

W/o. Rajeshekar,

Res. at Door No.54, S.P. Kovil Street,

Aarani Panchayat,

Ponneri,

Thiruvallur District.



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..Respondent(s)

AS SR No. 32237 of 2026

..Appellant(s)

Vs

P.Kasali

..Respondent(s)

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S/o. Venkateshwaralu,
Res. at Door No.54, S.P. Kovil Street,
Aarani Panchayat,
Ponneri,
Thiruvallur District.
4. R. Subhashini
W/o. Rajeshekar,
Res. at Door No.54, S.P. Kovil Street,
Aarani Panchayat,



Ponneri,
Thiruvallur District.

CMP No. 6864 of 2



..Respondent(s)

CMP No. 6864 of 2026

To grant leave to the petitioner to file the First Appeal against the Judgment of Decree order dated 28.07.2023 in OS No.20 of 2009 passed by the learned Additional District Judge, Chengalpattu.

CMP No. 6865 of 2026

To recognize the power of attorney dated 08.12.2025 registered as Doc. No.46 of 2025 executed by the Appellant/3rd party for the purpose of filing the present appeal against the Judgment of decree order 28.07.2023 in OS No.20 of 2009 passed by the learned Additional District Judge Chengalpattu.

CMP No. 6864 of 2026

For Appellant(s): S.Anisha
K. Roopesh
Deekshitha Dinesh
Noel Pio Valavan

For Respondent(s):

Order

- (1) The present petition is filed by the petitioner seeking leave to prefer the First Appeal against the judgment and decree dated 28.07.2023, made in OS.No.20/2009, passed by the learned Additional District Judge, Chengalpattu.
- (2) The petitioner is a purchaser of the suit Plot Nos.15 and 16, in Sri Lakshmi Nagar, comprised in S.No.282/1A, Patta No.1404, at No.1, Anakaputhur Village, Tambaram Taluk, Kancheepuram District, pending



suit for specific performance filed by the 1st respondent herein, against the respondents 2 to 4.

- (3) The petitioner was not a party to the suit and was not informed by the respondents at the time of sale in his favour. The petitioner being aggrieved by the impugned judgment, has preferred the present First Appeal as a third party and sought leave to file the appeal.
- (4) In view of the aforesaid circumstances and considering that the petitioner is *pendent lit* and is directly affected by the decree, insofar as the petitioner's property in Plot Nos.15 and 16, and following the judgment of the Hon'ble Supreme Court in ***H.Anjanappa Vs. A.Prabakar [2025 SCC OnLine SC 183]***, this Court is inclined to grant leave to the petitioner to prefer the First Appeal.
- (5) Accordingly, the petition is **ordered** and leave is **granted**.

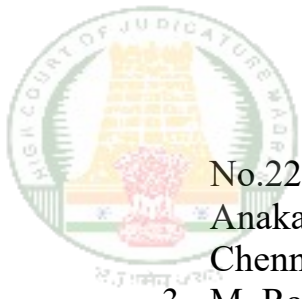
11-03-2026

AP
Internet: Yes

CMP No. 6864 of 2026

To

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N.MALA J.

AP

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