



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-04-2026

CORAM

THE HON'BLE MRS.JUSTICE R. KALAIMATHI

CMP No. 6860 of 2026

IN

CMA SR NO. 36144 OF 2026

Gracy Catherine

.. Petitioner

Vs.

1. The Inspector of Police
Economic Offences Wing II,
Villupuram.
2. Sri Arun Finance.
Rep. by Respondent 3 to 5,
71A North Street,
Thirukoilur, Villupuram District.
3. N.Sekar
4. N.Sankar
5. N.Ravi
6. Padmini
7. Kumaran
8. Devarajan

.. Respondents

Prayer : This Civil Miscellaneous Petition is filed under Section 11 of the Tamil Nadu Protection of Interests of Depositors (In Financial Establishments) Act, 1997 read with Section 151 of C.P.C. to grant leave to the petitioner/ third party to file the above CMA against the order dated 30.10.2014 passed in O.A. No.90 of 2010 in C.C.Nos.1 and 2 of 2010 in Cr. Nos. 7 and 8 of 2003 (on the file of the EOW-II Villupuram) by the Honble TNPID Court, Chennai 104.

For Petitioner : Mr.Ashok Kumar
Standing Counsel



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CMP No. 6860 of 2



for Ms.M.Vidya

For R1 & R2 : Mr.P.Gurunathan
Addl.Govt.Pleader

ORDER

Heard the learned counsel for the petitioner and the learned Additional Government Pleader for the first and second respondents.

2. This petition has been taken out under Section 151 of C.P.C by the third party/Gracy Catherine to grant leave to her, as a third party to prefer this Civil Miscellaneous Appeal against the order dated 15.07.2019 passed in O.A.No.13 of 2017 in O.A.No.90 of 2010 in C.C.Nos.1 and 2 of 2010 in Cr.Nos.7 & 8 of 2003 on the file of the Economic Offences Wing II, Villupuram (by the TNPID Court), Chennai .

3. She would further aver that she purchased the property from the 8th respondent through a registered Sale Deed dated 20.02.2012 in Doc.No.766 of 2012 on the file of the Sub Registrar, Thirukovillur for valuable consideration. She would further aver that she was not arrayed as a party to the said proceedings and an order of attachment was passed on 30.10.2014 in O.A.No.90 of 2010 by the TNPID Court.



4. The learned Additional Government Pleader would strenuously contend that the property was purchased during the pendency of the case. He would further contend that the petitioner is bound by the outcome of the case. He would further contend that the petitioner's purchase is clearly hit by the doctrine of *lis pendens* and therefore, she is bound by the defects and liabilities attached to the suit property.

5. In order to afford an opportunity to the petitioner, this Civil Miscellaneous Petition stands ordered. No costs.

02-04-2026

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

To

1. The Inspector of Police,
Economic Offences Wing II,
Villupuram.
2. The EOW-II Villupuram,
TNPID Court, Chennai -104.



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CMP No. 6860 of 2



R.KALAIMATHI J.

KKD

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**02-04-2026
(1/2)**