



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 09-03-2026**

CORAM

**THE HON'BLE MR JUSTICE SENTHILKUMAR RAMAMOORTHY**

**A No. 4255 of 2024**

**IN**

**CS NO. 738 OF 2002**

E S Rajabather (died), Rep, By Legal  
Representative, Smt, Santha Rajabather  
New Door No.85, Old Door No.37, 1st Main Road,  
Gandhi Nagar, Adyar, Chennai-600 020

..Applicant/Plaintiff

Vs

1. Aruna Srikanth  
Wife of Mr.Srikanth,  
43340, Chester Driver, Sterling Heights,  
Michigan 48314 USA.
2. Madras Puraswalkam Hindu Janopakara  
Saswatha Nidhi Ltd  
Rep. By its Commissioner, No.168, Vellala  
Street, Puraswalkam, Chennai-600 084
3. Sri Raj And Co, Auctioneers  
No.7, Sunkurama Chetty Street, First Floor,  
Chennai – 600 001
4. R Dinesh Kumar  
No.1, N Street, Kilpauk Garden, Near  
Jayalalitha Stadium, Chennai – 600 010

..Respondent(s)

PRAYER: Judge's summons filed under Order XIV Rule 8 of O.S. Rules read with Section 5 of the Limitation Act praying to condone the delay of 100 days in filing the application to restore the suit in C.S.No.738/2002.



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For Applicant(s):

Ms P.Bhuvaneswari

For Respondent(s):

Mr.K.F.Manavalan for R1/2nd Plaintiff

### **ORDER**

One of the legal representatives of the deceased original plaintiff is the applicant. The application is to condone the delay of 100 days in filing the application to restore the suit.

2. In the affidavit in support, it is stated that there were multiple changes of counsel in the suit and that the same resulted in delay. This application is not strongly opposed by the defendants.

3. Considering the reasons set out in the affidavit and being satisfied that sufficient cause is shown, this application is allowed.

**09-03-2026**

Neutral Citation: Yes/No

(1/3)

KAL



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**SENTHILKUMAR RAMAMOORTHY, J.**

**KAL**

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(1/3)**