



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-01-2026

CORAM

THE HON'BLE MR.JUSTICE S. SOUNTHAR

**CRP No. 188 of 2026 and
CMP.No.792 of 2026**

1. B.Elumalai
2. B.Annamal
3. Kanniammal

..Petitioner(s)

Vs

1. M.K.Krishnan
2. M.K.Manivannan
3. N.Vajiravel
4. V.Vetrichelvan

..Respondent(s)

Prayer: Civil Revision Petition filed under Article 227 of the Constitution of India to set aside the order passed by learned Principal Sub-Judge, Madurantakam in I.A.No.02/2025 in OS No. 13/2002 dated 08.10.2025 and also direct him to impound the document Ex-A1.

For Petitioner(s):

Mr.U.Madhanagopalan
for Mr.V.Umapathy

ORDER

The civil revision petition is filed challenging the order passed by the Trial Court dismissing the application filed by the petitioners seeking to impound the document which was already marked as Ex.A1.



2. The respondents 1 and 2 filed a suit for declaration of title and injunction. The document dated 13.11.2002 was already admitted in evidence as Ex.A1. Thereafter, the present application has been filed by the petitioners seeking to impound the same on the ground that it was insufficiently stamped document. The Trial Court, by relying on Section 36 of Stamp Act, rightly dismissed the application. Aggrieved by the same, the petitioners have come before this Court.

3. It is settled law that once an insufficiently stamped document is admitted in evidence without any objection by the other side, thereafter, the opposite party cannot question the admission on the ground of insufficient stamping of the document. In fact, the Trial Court relied on the judgment of the Hon'ble Apex Court in the case of *Javer Chand and Others Vs Pukhraj Surana reported in AIR 1961 SC 1655*. Hence, I do not find any error in the order passed by the Trial Court. Accordingly, the Civil Revision Petition stands dismissed. No costs. Consequently, the connected miscellaneous petition is closed.

20-01-2026

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



WEB COPY

CRP No. 188 of 2



S.SOUNTHAR, J.

nr

To

The Principal Sub-Judge, Madurantakam.

**CRP No. 188 of 2026 and
CMP.No.792 of 2026**

20-01-2026