

UPLOADED ON 14.08.2026

**IN THE COURT OF PRINCIPAL COMMERCIAL COURT,
EGMORE, CHENNAI**

**Present: Thiru. S.GANAPATHISAMY, B.A.B.L.,
Principal Judge**

Dated this 14th day of August 2026, Friday

I.A.Nos. 7 and 8 / 2026 in C.O.S. No.134 of 2025

M/s. Sri Annai Agencies,
Represented by its partner,
Mr.R.Surendar,
No.9,10,11,12 Krishna Nagar,
SPIC Company Main Road,
Kosapur,
Chennai – 600 060 .

...Petitioner/Plaintiff in both IAs

-Versus-

M/s. Annamalai & VPR Company
Represented by its Partner,
Mr.A.Vivekanandam,
S/o S.K.A. Annamalai,
No.65/2 Ellaya Mudali Street,
Tondiarpet,
Chennai – 600 081.

..Respondent /Defendant in both IAs

These Petitions coming for final hearing on 07.08.2026 before me in the presence of M/S.V. Manisekaran and S. Balasubramanian, learned counsels for petitioner/plainiff in both applications; of M/s. P. Jesus Moris Ravi, J.Pravin and P. Varsha, learned counsels for the respondent/defendant in both applications and upon hearing the both sides counsels and having stood over for consideration till this day, this court today delivers the following:

COMMON ORDER

1. The Petitioner/Plaintiff has come forward with these applications under Order VII Rule 14(3) and Section 151 of Code of Civil Procedure seeking for leave to produce plaintiff's firm Registration Certificate and Authorization letter given in favour of partner R.Surendar and to eschew evidence of PW1 inter alia alleging that at the time of filing of the suit, the plaintiff has not filed its registration certificate and PW1 was authorized only by one partner and not by other partners and therefore the above documents shall be received by eschewing the evidence of PW1.

2. The Respondent / Defendant has resisted these two applications inter alia alleging that after repeatedly questioning the authority of previous representatives, the plaintiff has come forward with these applications with unclean hands without any sufficient reason and one Mr.Maheshwaran represented plaintiff through Authorization letter dated 22.11.2023 and thereafter one Mr.Suresh through the authorization letter dated 15.11.2024.

3. When the applications were taken up for enquiry on 07.08.2026, counsel for respondent argued the applications. Counsel for petitioner did not argue on 07.08.2026. Counsel for petitioner argued on 13.08.2026.

4. The points for consideration in these applications whether the documents can be received and evidence of PW1 can be eschewed?

5. The plaintiff being a partnership firm has filed the main suit for the relief of recovery of suit claim. It has filed the suit through one Mr.Maheswaran. Thereafter, he was replaced by one Mr.S.Suresh. It is the contention of the plaintiff that only one partner Mr.R.Surendar authorized Mr. Suresh to appear on behalf of plaintiff. Now the plaintiff has come forward with a plea that all the partners have authorised R. Surendar. Even otherwise R.Surendar being a partner can represent the plaintiff. As the plaintiff is a partnership firm, a juristic person, it should be represented by a human being. Unless the Registration Certificate is produced, the respondent will take a plea that suit is barred under Section 69(2) of Indian Partnership Act. Documents sought to be marked are relevant documents. But at the same time, the petitioner cannot be permitted to procrastinate the proceedings. Whenever the case is posted for evidence, the petitioner uses to file one application after another. These applications will be allowed on payment of cost of Rs.10,000/- (each application). Accordingly point is decided.

In the result, each applications will be allowed on payment of cost Rs.10,000/- by the petitioner/plaintiff to the respondent/defendant on or before 24.08.2026 at 10.30 a.m failing which the applications will stand dismissed. Total cost is Rs.20,000/-. Upon allowing oof applications, plaintiff should commence trial without fail.

Dictated by me to the Steno-Typist, Transcribed and typed by him in the computer, corrected and pronounced by me in the open court, this 14th day of August 2026.

Principal Judge
Principal Commercial Court
Egmore, Chennai.

Draft/ Fair Common Order

in

I.A.No. 7 & 8 of 2026

in

C.O.S.No. 134 /2025

Date: 14.08.2026

Principal Commercial Court,
Egmore, Chennai.