

IN THE XIII ASSISTANT CITY CIVIL COURT AT CHENNAI

Present: Tmt. P.Sudha,B.Com.,L.L.B.,

XIII Assistant Judge,

Tuesday, the 24th day of June 2025

O.S.No. 8382 of 2022

CNR No: TNCH01-044262-2022

1. Kasthuri

2. Minor. Nithisha H,

Through her next friend (Grandmother Kasthuri),

....Plaintiffs

//Vs//

1. S.V.Parthasarathy

2. S.V.Kumaresan

3. S.V.Hemanathan @ S.V.Vijaya Kumar

4. Dhanalakshmi

5. H.Adisha

6. Shivilal

7. Ganaga Bai

8. Surajmal

9. Vikram

...Defendants

This suit coming on this day for disposal before me, in the presence of M/s. T.Srikanth & T.Shrinikethan, Counsels for the 6th to 9th defendants and the plaintiffs and their counsels M/s. V.Balamurugan, N.Thirumalai & R.Yuvaraja, having remained absent and M/s. J.Karunanthi, T.G.Govindaraj & G.Chandrasekar, Counsels for 2nd defendant and 2nd defendant being called absent and set exparte for non filing of written statement and 1st, 3rd to 5th defendants were called absent and set exparte and no representation having been made for the plaintiff and the plaintiff being called absent and the suit is posted for trial in special list but the plaintiff failed to let in evidence and this court delivered the following:

JUDGMENT

This suit has been filed under Order VII Rule of 1 to 6 read with sec.26 of CPC, (i) to declare the partition deed executed between the Defendants 1 to 3 registered as Doc.No.787 of 2012 on 09.07.2012 on the file of Sub Registrar, Sowcarpet as null and void and not binding on the Plaintiff. (ii) to declare the mortgage deed executed by the Defendants 3 to 5 in favour of 6th and 7th Defendants registered as Doc.No. 1354 of 2017 on 27.12.2017 on the file of Sub Registrar, Sowcarpet as null and void and not binding on the Plaintiff. (iii) for permanent injunction restraining the defendants 6 to 9 their men, agents and any person claiming through or under them from in any manner not to disturbing the peaceful possession of the plaintiff in the suit property and more particularly described in the schedule hereunder and for costs.

Plaintiff called absent. No representation. Defendant 6 to 9 counsel present. Trial in the special list. Hence, suit is dismissed for default. No costs.

Pronounced by me in the open court on this the 24th day of June 2025.

**XIII Assistant Judge,
City Civil Court, Chennai.**

Note : Drafting of decree does not arise according to section 2(2) of CPC.

Draft/Fair Judgment

O.S. No.8382/2022

Date : 24.06.2025

XIII Assistant court