

IN THE COURT OF THE DISTRICT MUNSIF, SULUR

Present : **Tmt.N.Renuga.**, B.A., B.L.,

District Munsif, Sulur

Tuesday the 22nd day of April 2025

I.A.No.9/2025

in

O.S.No.67/2023

1. M/s.R.S.Sales Corporation through its partner Smt.Savithri Devi Kedia, having its registered office at Door No.14, S.N.Temple Road, Slakia, Howrah – 711106 West Bengal and its branch office at Site No.261/2A, Chettipalayam Road, Pappampatti, Coimabtoe – 641016.

2. Smt.Savithri Devi Kedia, Partner of M/s.R.S.Sales Corporation, W/o.Late Sawal Ram Kedia, residing at No.27, Matrumal Lohia Lane, Salkia, Howrah – 711106.

3. Smt.Seema Kedia, Partner of M/s.R.S.Sales Corporation, W/o. Bimal Kumar Kedia, residing at No.27, Matrumal Lohia Lane, Salkia, Howrah – 711106.

4. Smt.Sangita Kedia, Partner of M/s.R.S.Sales Corporation, W/o. Pradeep Kumar Kedia, residing at No.27, Matrumal Lohia Lane, Salkia, Howrah – 711106.

The Plaintiffs 1 to 4 represented through their power agent Mr.Dhanraj Kedia, aged about 56 years, S/o.Satyanarayan Kedia, residing at Globus Nakshatra Apattment, 4A/50-41, Gopal Layout Corner, Ponnaiyarajapuram, Coimbatore – 641001.

...Petitioners/ Plaintiffs

/ Vs /

1. Mrs.Kokila, Full aged, W/o.Selvaraj, residing at D.No.227J, Sathy Road, Vellai Thottam, Ganapathy Post, Coimbatore – 641006.

2. Mr.N.Vijayakumar, Full aged, S/o.K.Natarajan @ Palaniappan, residing at Door No.104, Kovil Thottam, Byharathiyar Road, Maniyakarampalayam, Ganapathy Post, Coimbatore – 641006.

3. Mrs.Sasikala Devi, Full aged, W/o.Shanmugasundaram, residing at Door No. 6(9B), G.K.S.Nagar, Pappanaickenpalayam Post, Coimbatore – 641037.
4. Mrs.Swathi, Full aged, W/o.M.G.Deepan Marudhachalam, residing at D.No.284/277, 2nd Street, Gandhipuram, Coimbatore – 641012.
5. Mr.D.Praveenkumar, Full aged, S/o.Durai, residing at D.No.104/20, Kovil Thottam, Byharathiyar Road, Maniyakarampalayam, Ganapathy Post, Coimbatore – 641006.
6. Mrs.K.Natarajan @ Palaniappan, aged about 89 years, S/o.Kappini gounder, residing at D.No.20/104, Kovil Thottam, Byharathiyar Road, Maniyakarampalayam, Ganapathy Post, Coimbatore – 641006.

...Respondents / Defendants

This petition filed Under Order 6 rule 17 and section 151 of CPC to amend the application as detailed in the accompanying application.

Date of the petition : 19.12.2024

This petition is coming on 17.04.2025 for final hearing before me in the presence of Mr.M.Saravanan, Advocate for the Petitioners and of Ms.K.Kirthana, Advocate for the 6th Respondent and upon perusing the records and having stood over for consideration till this day this Court Final order and direct as follows:

1. *that the petition be and the same is hereby allowed; and*
2. *that there be no cost.*

MEMO OF COSTS

FOR PETITIONERS SIDE

FOR RESPONDENTS SIDE

NIL

PARTICULARS OF THE AMENDMENT

1. After Para X add “The plaintiffs submit that the 6th defendant executed a

settlement deed vide Doc.No.6160/2023, dated 10.05.2023, in favour of the defendants 1 to 5, for an extent of 1 acre in S.F.No.261/2A2A1B, without having any right and title, where the plaintiffs are the lawful owners of the lands situated in S.F.Nos.261/2A, for an extent of 4 acres by virtue of Sale Deeds in Doc.Nos.69/1996, dated 06.01.1996 and Doc.No.1038/1996, dated 28.02.1996. The plaintiffs submit that even after execution of the aforesaid sale deeds in favour of the plaintiffs, the 6th defendant has no locus standi, right and title over the said extent of 4 acres, had mischievously and unlawfully executed the settlement deed in favour of the defendants no.1 to 5, which has to be declared as null and void and nonest.

2. In the plaint in para XVI in the 2nd line the existing Rs.2,000/- may be substituted by Rs.7,000/- and Rs.60/- may be substituted by Rs.210/- and add the section 25(d) before the word 27(c).

3. In the plaint in the Details of Valuation add the following before the column Total :

For the relief of declaration	Rs.5000/-
Court fees paid thereon under section 25(d) of TNCF &SV Act	Rs.150/-

4. After the Column Total replace the value Rs.2,000/- as Rs.7,000/- and Rs.60/- as Rs.210/-.

5. In the prayer column after prayer b) add c) Declaring the settlement deed vide Doc.No.6160/2023, dated 10.05.2023, executed by the 6th defendant in favour of the defendants 1 to 5, as null and void and non-est, not binding the plaintiffs, unenforceable and not to be acted upon.

6. In the prayer column replace c) and d) as d) and e).

Given under my hand and seal of this court, this the 22nd day of April 2025.

Sd/N.Renuga
District Munsif,
Sulur.

Final Order
I.A.No.9/2025 in
O.S.No. 67/2023
Dated : 22.04.2025
DMC, Sullur