

IN THE COURT OF THE DISTRICT MUNSIF AT AMBATTUR.

PRESENT: TMT.J.MADHUMITHA, B.A., B.L(Hons.),L.L.M.,
DISTRICT MUNSIF, AMBATTUR.

Saturday, the 6th day of June 2026.

ORIGINAL SUIT NO.189 OF 1996

Villagers of Selliamman Nagar Ayapakkam rep by 1.E.S.Mani, 2.P.Krishnan
.....Plaintiffs

V/s

The Chairman, Tamilnadu Housing Board, Nandanam, Madras-35Defendant

This suit having coming on 06.06.2026 before me for final hearing in the presence of Tmt.V.Alamelu learned counsels for Plaintiff, Government Pleader learned counsel for Defendant (Memo of Appearance not filed for Defendant) and on perusal of the records, having stood over for consideration till this day, this Court delivers the following:

JUDGMENT

This suit is filed by the plaintiff granting permanent injunction restraining the defendant, its men, officers, agents, contractors or servants from dismantling the superstructures in the suit property or from interfering in any manner with suit property and cost of the suit.

Both counsel present. IA.1/26 dismissed. Plaintiff present. On perusal of records and submissions by the learned counsel for plaintiff, it is inferred that the superstructure which was present during the filing of the suit was dismantled by the defendant, and the same is averred in the affidavit of the plaintiff in petition affidavit IA.502/2016. It is admitted by the plaintiff and counsel of plaintiff that superstructure was dismantled in the suit property. As the prayer relief sought in the main suit is for permanent injunction restraining the defendant from dismantling the superstructure, it is clearly found that the suit relief has become infructuous. This court refers to 2004(11)SCC 168, Hon'ble SC Judgment in shipping Corp of India Ltd Vs.Machado Brothers and others, that By "Subsequent event if the original proceedings has

become infructuous, it will be the duty of the court to take such action as it is necessary in the interest of Justice, which includes disposing of an infructuous litigation”. Hence, this court finds that the suit relief has become infructuous and thus in the interest of Justice, dismiss this suit as infructuous

Pronounced by me in the open court this 06th day of June 2026.

District Munsif,
Ambattur

Plaintiff side Witness & Exhibits :- Nil
Defendant side Witness & Exhibits :- Nil

District Munsif,
Ambattur

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DISTRICT MUNSIF, AMBATTUR.

Saturday, the 6th day of June 2026.

ORIGINAL SUIT NO.189 OF 1996

Villagers of Selliamman Nagar,Ayappakkam represented by 1.E.S.Mani son of Esakku muthu Nagar, Hindu, aged 37 years, residing at selliamman koil street, selliamman Nagar, Ayappakkam, saidapet Taluk, 2.P.Krishnan son of Periasamy, Hindu, aged 43 years, residing at No.6/66, Selliamman koil street, selliamman Nagar, Ayappakkam, saidapet Taluk.Plaintiffs

V/s

The Chairman, Tamil Nadu Housing Board, Nandanam, Madras 35.Defendant

This suit is filed by the plaintiff granting permanent injunction restraining the defendant, its men, officers, agents, contractors or servants from dismantling the superstructures in the suit property or from interfering in any manner with suit property and cost of the suit.

The suit value of Rs. 400/- and pay court fee of Rs.30.50/- under section 27(c) of TNCF and SV of Act.

The cause of action for the suit arose at Ayappakkam, Saidapet Taluk on 24.03.1993.

Plaint presented on 13.04.1993.

This suit having coming on 06.06.2026 before me for final hearing in the presence of Tmt.V.Alamelu learned counsels for Plaintiff, Government Pleader learned counsel for Defendant (Memo of Appearance not filed for Defendant) and on perusal of the records, having stood over for consideration till this day, this Court delivers the following:

DECREE

(i) this suit is dismissed as infructuous.

SCHEDULE OF PROPERTY

Residential area known as Eari karai Selliamman Nagar, Ayappakkam Village situated in Survey Number 49 in No.90 Ayappakkam village- the entire area measuring about 4000ft. east –west xand 80 feet north-south on both sides bounded on the south by Ambattur- Thiruverkadu Road, North by Housing Board acquired lands; East by MGR Puram and west by Selliamman Koil.

Schedule of Cost

Plaintiff side Cost

Stamp on Plaintiff	Rs.	30.50
Stamp on Vakalath	Rs.	10.00
Total	Rs.	40.50

Cost Memo not filed. Hence the Cost not taxed

Given under my hand seal of this court this the 06th day of June 2026.

District Munsif,
Ambattur.