

BEFORE THE ADDITIONAL MASTER-II
HIGH COURT, MADRAS

C.S.No.761 OF 1990

Date : 03.12.2025

Time : 11:46 AM

Name : D.V.Mahesh (PW1)

PW1 Cross continuation by Learned counsel for the D7
Mr.G.Veerapathiran.

Solemnly affirmed:

Q68:Whether you have verified in your records that the 7th defendant has constructed the building after getting approval from the corporation?

A:No such building approval issued by Madras Corporation found in our records. If at all it was issued it is between the 7th defendant and Madras Corporation.

Q69:Have you issued any notice to 7th defendant stating that he has constructed the building without getting permission/consent from the trust?

A:No.

Q70:For how many years according your knowledge the building was in trust property?

A:I have been appointed as a Clerk in the trust in the year 2020. From the time I know the building was there.

Q71:Whether the trust has taken any steps to pay the property tax to the corporation?

A:No.

Q72:How many tenants occupied the entire B-Schedule trust property?

A:2 Tenants.

Q73:Whether you have filed case against both the tenants

A:No. The trust has filed case against one tenants (D7) and the other tenant vacated and handed over the possession to the trust.

Q74:How many properties, have been sold by the trust?

A:I do not know.

Q75:Whether any trust property have been sold to any 3rd party by the trust?

A:No.

Q76:Whether Lucas is the tenant at the trust property?

A:I do not know.

Q77:Whether Bangalore emporium is the tenant at the trust property?

A:I do not know.

Q78:I put it to you that for the above said 2 tenants the trust has sold out the property(Only land alone) occupied by them. What do you say.

A:I do not know.

Q79:I put it to you that similarly the 7th defendant has offered to purchase the land of the trust occupied by them. What do you say.

A:I deny.

Q80:During the pendency of the suit there was a mediation referred by the court who appeared before the mediation on behalf of trust?

A:K.V.Jayaraman, Secretary of the Trust appeared before the mediation on behalf of trust.

Q81:I put it to you that Mr.K.V.Jayaraman is still continuing as a Secretary of the trust.

A:Yes.

Q82:I put it to you that before K.V.Jayaraman, Secretary of the Trust the 7th defendant has put an offer to purchase the land occupied by 7th defendant. What do you say.

A:I do not know.

Q83:The offer to purchase the land by 7th defendant was given to the court and after that the court has referred the matter to mediation and the offer was denied by the trust and after that the 7th defendant has given a letter to increase the rent from Rs.127/- to Rs.10,000/- per month before the court as well as before Mediation and a copy of a letter also served to the trust. What do you say.

A:I do not know.

Q84:Whether any tenant by name Raha Refrigerator and Home appliances (13th defendant) in the trust property?

A:Yes.

Q85:Whether the suit filed against the 13th defendant has been withdrawn by the trust before Mediation?

A:Yes.

Q86:What is the rent paid by the Raha Refrigerator and Home appliances (13th defendant) before settlement?

A:I do not know.

Q87:whether the 13th defendant has purchased the land or still continuing as a tenant

A:The 13th defendant is continuing as a tenant.

Q88:Do you know the date of settlement before mediation between 13th defendant and the trust?

A:Between the year 2022 – 2023.

Q89:What was the mode of compromise before mediation by the 13th defendant ?

A:I do not know.

Q90:What is the rent paid by the 13th defendant at present?

A:Approximately Rs.40,000/- per month.

Q91:Do you know the exact rent paid by the 13th defendant at present?

A:I do not know.

Q92:What is the extent of the area occupied by the 13th defendant?

A:I do not know.

Q93:How many tenants arrived settlement with the trust?

A:4 tenants.

Q94:Are you ready to answer about the present rent paid by the 13th defendant and the extent occupied by the 13th defendant after verifying the records in your next hearing?

A:Yes.

Time : 12:20 PM

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be correct and signed before me.

ADDITIONAL MASTER-II