



WEB COPY



CRP.Nos.214 and 220 of 2024

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 21.01.2026**

**CORAM:**

**THE HONOURABLE MR.JUSTICE S.SOUNTHAR**

**CRP.Nos.214 and 220 of 2024 and**

S.Paul Raj

... Petitioner in both CRPs

Vs.

1.K.Sankar

2.G.Mohan

...Respondents in both CRPs

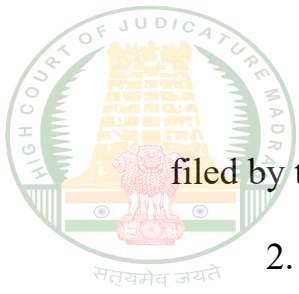
**COMMON PRAYER** : Civil Revision Petition is filed under Article 227 of Constitution of India, praying to set aside the fair and decreetal order dated 17.03.2023 passed in I.A.Nos.2 of 2020 and 3 of 2021 in O.S.No.118 of 2020, passed by the Additional District Judge, Kancheepuram District at Chengalpattu and allow this Civil Revision Petition.

For Petitioner : Mr.J.Kannan

For Respondents :Mr.Tarun Krishnan  
for M/s.K.V.Babu for R1  
M/s.P.Chandrasekar for R2

**ORDER**

These Civil Revision petitions are filed challenging the order passed by the trial Court, dismissing the application for attachment before the judgment



CRP.Nos.214 and 220 of 2021

filed by the petitioner/plaintiff in I.A.Nos.2 of 2020 and 3 of 2021.

2. The learned counsel appearing for the petitioner would submit that the trial Court dismissed the application mainly on the ground that the petitioner failed to produce any document to support his case that the stock in trade were kept in the petitioner's premises. He further submitted that the trial Court failed to take into consideration the plaint document Nos.38 to 52 which includes the summary of the stock, Vat form and summary of the sales from 01.07.2017 to 09.12.2017.

3. The learned counsel appearing for the respondents by drawing the attention of this Court to the common counter filed by the first respondent in I.A.Nos.2 of 2020 and 3 of 2021 would submit that the first respondent gave an undertaking that he would not alienate the property mentioned in I.A.No.3 of 2021, till the disposal of the suit. The relevant point averment reads as follows:

*“3. This respondent submits that without prejudice to the above contentions this respondent has filed a detailed written statement in the suit and the same may be read as part and parcel of this counter. In any event this respondent*



WEB COPY



CRP.Nos.214 and 220 of 2021

*is giving and undertaking that, he would not alienate the property mentioned in I.A.No.3 of 2021 till the disposal of the suit. If necessary this respondent will give an affidavit of undertaking also as and when this Hon'ble Court directs him to do so."*

4. Since the first respondent has given an undertaking that he would not alienate the property mentioned in I.A.No.3 of 2021, no further orders are necessary.

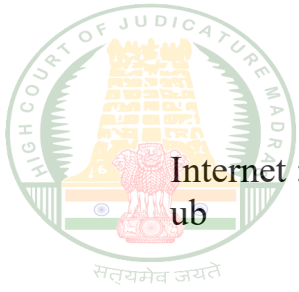
5. The learned counsel for the petitioner submits that his client is satisfied with the undertaking given by the first respondent in the common counter, the said statement is recorded.

6. In view of the undertaking given by the first respondent that he would not alienate the property described in I.A.No.3 of 2021, no further orders are necessary in this Civil Revision Petition. Recording the said undertaking, the Civil Revision Petitions are disposed of. No costs.

**21.01.2026**

Index : Yes / No

3/4



Internet : Yes / No  
ub

WEB COPY



CRP.Nos.214 and 220 of 2024

**S.SOUNTHAR, J.**

ub

To

The Additional District Judge, Kancheepuram District,  
Chengalpattu.

**CRP.Nos.214 and 220 of 2024**

**21.01.2026**

4/4