

C.S.No.633 of 2010

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.11.2024

CORAM:

**THE HONOURABLE MR.JUSTICE A.A.NAKKIRAN**

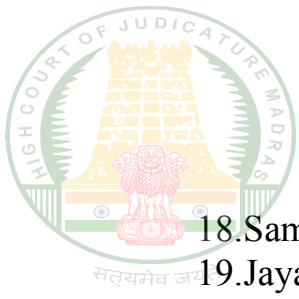
**C.S.No.633 of 2010**

1.P.Sudarshan  
2.P.Sundareshwar  
3.P.Sugunasekar  
4.M.Kanakadurga  
P.Suryanarayana  
(Plaintiffs 1,3,4,5 represented  
by the 2nd Plaintiff herein as  
General Power of Agent)

..Plaintiffs

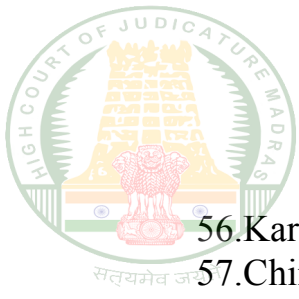
Versus

1.G.Dhanam  
2.K.Ravi  
3.Ranjan (Deceased)  
4.Chandran (Deceased)  
5.Rajendran (Deceased)  
6.Umapathy  
7.Ponnammal (Deceased)  
8.M.Raj  
9.R.Devarajan  
10.Thulasidaran  
11.Lakshmikutty  
12.Muralidaran  
13.Mariammal(Deceased)  
14.Abiraman(Deceased)  
15.Devaraj(Deceased)  
16.Perumal  
17.Jayaraman(Deceased)



C.S.No.633 of 2010

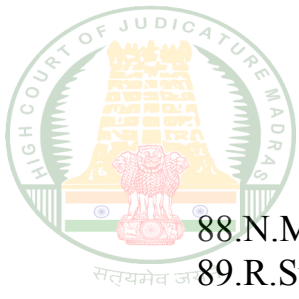
- 18.Samuel
- 19.Jayakumar
- 20.A.Ganesan
- 21.Govindammal
- 22.Velankani
- 23.P.Gopal
- 24.Raja
- 25.A.Ganesan
- 26.Sagadevan
- 27.Daisy @ Jayashree
- 28.Jesupatham
- 29.Leelakumari
- 30.M.Robert
- 31.Leelakumari
- 32.S.Varghees
- 33.Mary
- 34.Murthy
- 35.A.Raji
- 36.Vembuli
- 37.Somu
- 38.Ambika
- 39.Sivakami
- 40.Rajendran
- 41.Ramadoss
- 42.Muthulakshmi
- 43.P.Bakkiyanathan
- 44.P.Ranganathan
- 45.Samundeeswari
- 46.P.Leemarose
- 47.P.Leemarose
- 48.Muthulakshmi
- 49.Lavanya
- 50.Krishnakumar
- 51.Ranjithkumar
- 52.Gomathi
- 53.Menakadevi
- 54.Lakshmi
- 55.Jayaraman



C.S.No.633 of 2010

56.Karunanithi  
57.Chinnaponnu  
58.K.Pandian  
59.S.Vasantha  
60.M/S.Sky High Constructions  
Rep. by its Managing Director  
Mr.Khadeer Ahmed, Ground Floor,  
G-1, Sir Usman Court,  
No.63/27, Eldams Road,  
Alwarpet, Chennai-18.

61.N.Murugesan  
62.N.Manoharan  
63.Muniammal  
64.N.Sethu  
65.Ganesan  
66.Mohan  
67.K.Viswanathan  
68.Padmavathy  
69.Ellammal  
70.Sivagami (deceased)  
71.G.S.Anandan  
72.G.Jagadeshwaran  
73.G.Kandanraj  
74.V.R.Sambandam  
75.S.Rajammal  
76.Sathish  
77.Suresh  
78.Ramesh  
79.Jagadeesh  
80.Murugan  
81.Mythili  
82.B.Kousalya  
83.V.Dakshinamurthy  
84.D.Ashok Kumar  
85.D.Vijayan  
86.D.Selvaraj  
87.D.Premkumar



C.S.No.633 of 2010

88.N.Mohan

89.R.Sumathi

90.G.Mukundan

91.G.Parthiban

92.E.Gugan

93.Murthy

94.Murugesan

95.Manoharan

96.Sankari

97.Duraisundaram

98.Dharman

99.Subramaniam

100.The Assistant Commissioner

Corporation Of Chennai,  
Zone X, Dr.Muthulakshmi Road,  
Adyar, Chennai-20.

101.The Assistant Engineer

O and M /Besan Nagar, Cedc/South,  
Tamilnadu Electricity Board, Chennai-90.

102.The Area Engineer

Chennai Metropolitan Water Supply  
and Sewerage Board, No.42, Indira Nagar  
1st Main Road, Adyar, Chennai-20.

103.The District Collector

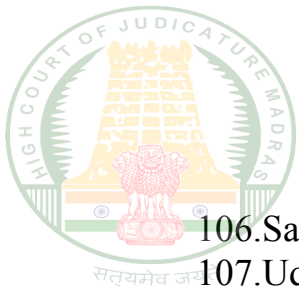
Chennai District, Singaravelar Maligai,  
Chennai-1.

104.The Tahsildar

Mylapore - Triplicane Taluk,  
Chennai-28.

105.The Sub-Registrar

No.50, Kamarajar Avenue,  
Second Street, Adyar, Chennai-20.



C.S.No.633 of 2010

106.Saraswathy

107.Udhayan

108.Purushothaman

109.Elangovan

110.Jegajeevan

111.Thilak Kumar

112.Shanthi Jayakumari

113.Sampath Kumar

114.Kuppammal

115.Menaka Devi

116.Bharani

117.Panjami Devi

118.Mohana Priya

119.Ramana Devi

(Defendant No.13 recorded as Deceased and Defendant Nos. 106 to 109 were brought on record as legal heirs of deceased defendant no.14 and Defendant Nos. 110 to 113 were brought on record on legal heirs of Deceased Defendant No.15 and Defendant Nos.114 to 119 were brought on record as legal heirs of Deceased Defendant No.17 as per the order dt 28.03.2023 in A.Nos.2813, 2814 and 2816 of 2022 and time extended as per order dt 16.06.2023)

120.Shoba.R

121.Prathab.R

122.S. Mahesh

123.S. Metha

124.Manjula

125.Prathab

126.Aarthi

127.Umapathy,

128.Mahendran

129.Angamuthu

130.Marimuthu

131.Jaganathan

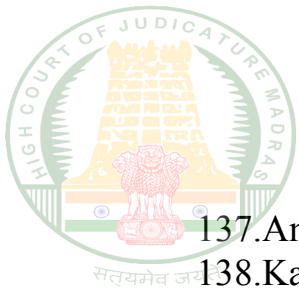
132.Thilagavathy

133.Saraswathy

134.Purushothaman

135.Udhayan

136.Elangovan



C.S.No.633 of 2010

137.Anjali

138.Kala

139.Loganathan

140.Siva

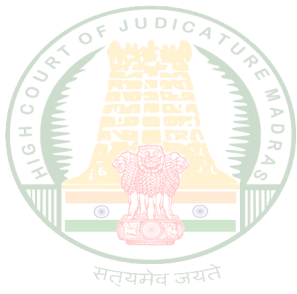
141.Navanitham

(Defendant Nos. 120 and 121 were brought on record as legal heirs of Deceased Defendant No.3 and Defendant Nos.122 And 123 were brought on record as legal heirs of deceased Defendant No.4 and Defendant Nos. 124 to 126 were brought on record as legal heirs of Deceased Defendant No.5 and Defendant No. 127 to 132 were brought on record as legal heirs of Deceased Defendant No.7 and Defendant Nos. 133 to 136 were brought on record as Legal Heirs of Deceased Defendant No.14 and Defendant Nos. 137 To 141 were brought on record as legal heirs of Deceased Defendant No.70 as per the order dated 19.01.2024 in Appl.No. 4772, 4773 and 4774/2022 and time extended as per order dated 12.03.2024 and 20.03.2024)

..Defendants

Prayer: Civil Suit filed under Order IV Rule 1 of O.S Rules and under Order VII Rule 1 of Civil Procedure Code praying to pass a judgement and decree;

a) for a mandatory injunction directing the defendants No.1 to 99, to remove the illegal constructions put up by them at Old No.181, New No.116, Urur Village (Oorur Village), Adyar, Chennai-600 020, measuring to an extent of 1.32 acres comprised in Old Survey No.78 and new Town Survey No.65/1, Block No.25, morefully described in the schedule property and to handover vacant possession to the plaintiffs.



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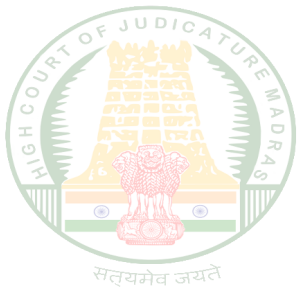
C.S.No.633 of 2010

b) to declare the registered sale deed dated 07.06.2007 bearing document No.1128/2007 executed by the 59th defendant in favour of 60th defendant and the registered sale deed dated 12.07.2007 bearing document No.1341/2007 executed by 21st and 22nd defendant in favour of 23rd defendant as null and void.

c) for permanent injunction restraining the defendants 1 to 99 from alienating or otherwise encumbering the suit schedule properties to any third party or parties comprised in Survey No.65/1 and Town Survey No.78 of Urur Village, Adyar, Chennai-600 020.

d) for mandatory injunction directing the defendant No.101 herein to disconnect the electricity connection supplied to the defendants No.1 to 99 to their illegal structures constructed over the land belonging to the plaintiffs.

e) for mandatory injunction directing the defendant No.102 herein to disconnect the water and drainage connections supplied to the defendants No.1 to 99 to their illegal structures constructed over the land belonging to the plaintiffs.



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C.S.No.633 of 2010

f) for mandatory injunction directing the defendant No.100 to cancel the assessment made in respect of property tax in favour of defendants No.27, 30, 32, 33, 35, 49, 50, 51, 52, 53, 58, 59, 60, 62, 71, 72, 73, 82 & 92 for their illegal constructions over the suit property belonging to the plaintiffs.

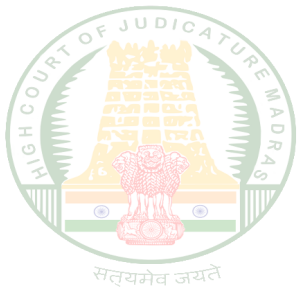
g) for permanent injunction restraining the defendant No.100 from collecting the property tax and other taxes from the defendants No.1 to 99 for their illegal constructions over the suit property belonging to the plaintiffs.

h) for mandatory injunction directing the defendants 100 & 104 to cancel the patta illegally issued in favour of the defendants No.1 to 5, 9, 20, 21, 22, 25, 27, 29, 32, 33, 44, 48 to 53, 57, 61, 62, 71 to 74, 80, 81 to 83, 88, 89, 92, 95 to 97 for the land belonging to the plaintiffs.

i) directing the defendants to pay the cost of this suit.

For Plaintiffs : No Appearance

For Defendants : M/s.Hari Radhakrishnan  
for D2 to 5, 7, 8, 14, 17, 25 to  
27, 29, 30, 33, 35, 36, 38, 45,  
47, 49, 51, 54, 57, 61, 75, 76,  
77, 79. 82 to 88  
M/s.S.Deepikar for D1 & D2  
Mr.M.Murali for D103 to 105



C.S.No.633 of 2010

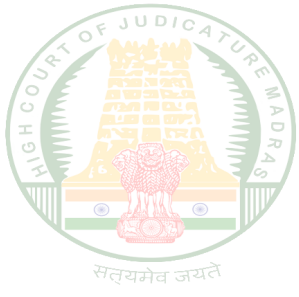
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## JUDGMENT

When the matter came up for hearing on 05.11.2024, there was no representation on behalf of the plaintiffs and hence the matter was directed to be posted under the caption "for dismissal" on 12.11.2024. Even today (12.11.2024), there is no representation on behalf of the plaintiffs either in person or through the counsel on record. Hence, the Civil Suit is dismissed for non-prosecution. No costs.

**12.11.2024**

Index: Yes/No  
Speaking/Non-speaking Order  
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C.S.No.633 of 2010

**A.A.NAKKIRAN,J.**

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**C.S.No.633 of 2010**

**12.11.2024**