



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-07-2026

CORAM

THE HON'BLE DR.JUSTICE A.D.MARIA CLETE

C.S.No.952 of 2010

1. S.Vanitha(deceased)
W/o.Mr.B.Soundararajan
2. S.Ashwin Kumar
S/o.Late.Mr.B.Soundararajan,

(2nd Plaintiff brought on record as the Legal
Heir of the Deceased Sole Plaintiff as per order
dated 30.03.2026 in A.No.1309/2026)

..Plaintiff(s)

Vs

1. Mrs.K.B.Dayavathi
2. Mr.K.B.Baburaj
3. Mr.P.Ranjith Kumar
4. Mr.P.Santhosh Kumar
5. Mrs.D.Krishnakumari

..Defendant(s)

For Plaintiff(s):

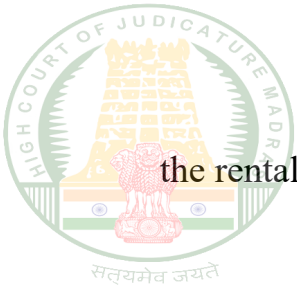
Mr.N.Nagu Sah
N.Chandra Sekar

For Defendant(s):

M/s.N.Nithiyanandam – D1
Mr.C.Senapathy - D2
M/s.K.Govi Ganesan- D3 & D4
Mr.M.P.Saravanan - D5

JUDGMENT

The learned counsel for the plaintiff submits that, by order dated 16.08.2011 in A.Nos.6671 and 6672 of 2010, this Court had issued directions regarding receipt of the rental income by the first defendant and distribution of



the rental proceeds among the parties.

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2.The orders dated 16.08.2011 passed in A.Nos.6671 and 6672 of 2010 are not available in the case records. The Registry is directed to trace and place the said orders before this Court.

3.The learned counsel appearing for the first defendant submits that he is only a representing counsel and is not acquainted with the facts of the case. Since the suit is one for partition among close family members, namely, the mother, brother and sister and the legal representatives of a predeceased sister, the personal appearance of the parties, particularly the first defendant, is necessary.

4.The learned counsel for the parties are also directed to file a typed set containing the aforesaid orders.

5.List the matter on 17.07.2026 under the caption “For Appearance of All Parties in Person”.

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DR.A.D.MARIA CLETE, J.

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