



WEB COPY

CRP No. 2370 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-06-2026

CORAM

THE HON'BLE MR JUSTICE ABDUL QUDDHOSE

CRP No. 2370 of 2026 AND CMP NO. 10217 OF 2026

1. Brindavan Farms
Rep. by its Sole Proprietor, Dr.A.R.Kasilingam,

2. A.R.Kasilingam

..Petitioner(s)

Vs

R.P.Darmalingam @ A.R.Dharmalingam

..Respondent(s)

For Petitioner(s): Mr.R.Kannan

For Respondent(s): Mr.J.Antony Jesus

Order

This Civil Revision Petition has been filed, challenging the impugned order passed by the Trial Court rejecting the petitioners' application seeking for rejection of plaint on the ground that the suit is barred by limitation.

2.Learned counsel for the petitioners drew the attention of this Court to the earlier suit filed by the plaintiff for a bare injunction against the petitioners/defendants. In the said suit, the defendants had filed an application under Order VII Rule 11 of C.P.C. seeking for rejection of plaint on the ground



that a bare injunction suit is not maintainable without filing a suit for specific performance. The Trial Court, by its order passed in the year 2012 allowed the application filed by the petitioners under Order VII Rule 11 of C.P.C. but however granted liberty to the respondent/plaintiff to file a suit for specific performance. Since the suit for specific performance i.e. O.S. No.357 of 2025 was filed by the respondent/plaintiff in the year 2025, the petitioners had filed an application under Order VII Rule 11 of C.P.C. seeking for rejection of plaint on the ground that the suit is hopelessly barred by limitation. The Trial Court had rejected the said application. Aggrieved by the same, this civil revision petition has been filed.

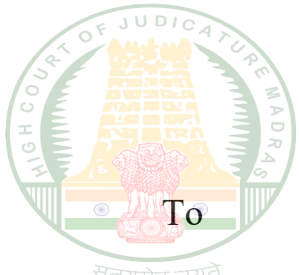
3. Since a prima facie case has been made out by the petitioners, there shall be an order of interim stay of all further proceedings in O.S. No.357 of 2025 on the file of the Additional District Judge, Chengalpattu.

4. Mr. J. Antony Jesus, learned counsel undertakes to file vakalat on behalf of the respondent. He seeks time to file counter. Post the matter for counter and disposal on 07.07.2026.

04-06-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VGA



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To

The Additional District Judge, Chengalpattu.

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ABDUL QUDDHOSE J.

VGA

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