



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-03-2026

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CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1234 of 2026

and

CMP.No.6109 of 2026

1. Tamil Nadu Government office
Assistant and Basic Servants, State
Central Association
Rep by its President, Having Office at
No 30/18, Jagajeevan Salai, Chepauk,
Chennai 600 005 and 2 Others

2. S.Mathuram
S/o. Srinivasan, No.3, E Block, SM
Nagar, Nandanam, Chennai-35.

3. K.Ganesan
S/o. Kannan, 15/57, 2nd Street, Rajiv
Gandhi Nagar, Chennai-57.

Petitioner(s)

Vs

1. P.Arokiya Gunaseelan
S/o T.Phillips, No 52, Savariyar Koil
Street, Rawtherpalayam Keelavasal,
Thanjavur 513601

2.T.Nagakanni
D/o. Thangavel, Res. at
V.Thopadaipatti, Pudukottai Post,
Ramanathapuram District-602.

Respondent(s)

PRAYER

To Set aside the Order dated 07.01.2026 in IA No.5 of 2025 in OS No. 7725 of 2022 on the file XVII Assistant City Civil Court at Chennai and by allowing this CRP.



For Petitioner(s): R.Ganesh Babu
M.Silambarasan
C.Dinesh Kumar

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For Respondent:

ORDER

Challenging the impugned order passed in I.A. No.5 of 2025 in O.S.No.7725 of 2022, the defendant has preferred this appeal.

2. The learned counsel for the petitioner submitted that the earlier term of office relating to the election had already expired and that a fresh election had subsequently been conducted, pursuant to which new office bearers have taken charge. Therefore, according to the learned counsel, the relief sought in the suit has become infructuous.

3. In this regard, a memo dated 19.09.2024 was filed before the trial Court bringing the said fact to its notice. However, the learned trial Judge failed to take note of the same and dismissed I.A. No.5 of 2025 in O.S.No.7725 of 2022, wherein the petitioner had prayed for dismissal of the suit on the ground that it had become infructuous.

4. Notice to the respondent, returnable by 09.04.2026.

5. In the meantime, the trial Court shall not proceed with the trial.

6. Post the case on 09.04.2026.

7. Private notice is permitted.

09-03-2026

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

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To

1.P.Arokiya Gunaseelan
S/o T.Phillips, No 52, Savariyar Koil
Street, Rawtherpalayam Keelavasal,
Thanjavur 513601

2.T.Nagakanni
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Ramanathapuram District-602.

3.The XVII Assistant City Civil Court
at Chennai.



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T.V.THAMILSELVI J.
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