



CS NO. 56 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-07-2025

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THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

CS No. 56 of 2025

and C.S.No.150 of 2024

Dr.T.Paul Durai Manimozhian
S/o.Thomas, 21-157, Muttavilai, Arumanai, Kanyakumari 629
151. and 5 Others

Plaintiff(s)

Vs

Akila Thiruvithancore Siddha Vaidya Sangam
Munchirai, Pudukkandai Post, Kanyakumari District Rep.by its
Interim Administrator Justice A.Ramamurthi. and 5 Others

Defendant(s)

For Plaintiff(s):

M/s.N.V.N.Margandeyan
S.Ram Prasad
33/56, G1, Halls Towers, Halls Road, Ch-18
Mob-9840126682
Vak For Plaintiff-d.No-14055/2025- Filed On-04/04/2025

For Defendant(s):

M/s.V.K.Sathiamurthy (447/1980)

R.Dinesh (1150/2009)

K.S.Balaji Venkatesh (5599/2023)

No.106, Addl.Law Chambers, Hc , Madras-104

Mob-9841041331

Vak For D1- D.No-15023/2025- Filed On-15/04/2025

M/s.P.Padmeshwari (512/2000)



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M.Christu Rajamony (1975/1999)

M.Judson Jeba Kumar (1351/2010)

480c, Addl.Law Chambers Hc , Chennai

Mob-9841222444

Vak For D3-d.No-15414/2025- Filed On-16/04/2025

M/s.Ckm.Appaji (197/1993)

J.Annes Kumar(7143/2022)

S.Suresh (7469/2022)

D.S.Prashanth Miller (2865/2024)

No.225, Nsc Bose Road, Ch-1

Mob-9080795385

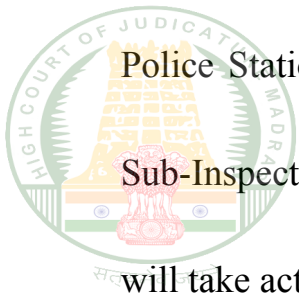
Vak For D5 And D6-d.No-25837/2025-filed On-08/07/2025

D2-set Exparte On 27/09/2024 By The Lower Court

D4- Died

ORDER

When the matter is taken up for hearing today, the learned counsel appearing for the Administrator had placed on record the communications which had emanated from the Administrator and the Principal of the college. The communication dated 07.07.2025 from the principal to the Administrator would indicate that the Inspector of Police, Pudukkandai Police Station had called upon Mr.T.Radhakrishnan and Ms.P.Prema before whom they had agreed to comply with the order. It further indicates that again when they had gone to the

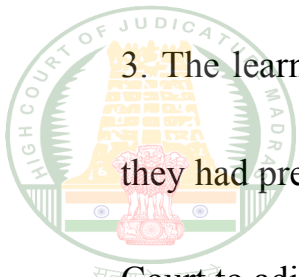


Police Station, they had met the Sub-Inspector as the Inspector was on long leave. The Sub-Inspector had indicated that after getting an opinion from the Government Pleader, they will take action.

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2. He had further informed them that the presence of the Tahsildar was necessary to seal the alamirahs and once the presence is reported, they would give necessary police protection to them. This Court considers the conduct of the jurisdictional police to be interjecting with the orders of this Court. What was ordered by this Court to the jurisdictional Station House Officer is to give protection to the Administrator for taking possession of the room. If this simple order is unable to be comprehended by them, this Court is unable to comprehend how would they be handling complicated investigations. The Court had not even asked for sealing of alamirahs. It had directed them to give protection to enable the Administrator to take possession of the room. It is not known on whose advice the Station House Officer has been acting.

In such view of the matter, the Registry is directed to send notice to the Station House Officer, Pudukkadam Police Station, Pudukkadam, Kanyakumari District calling upon an explanation as to why the orders were not complied with in its letter and spirit.



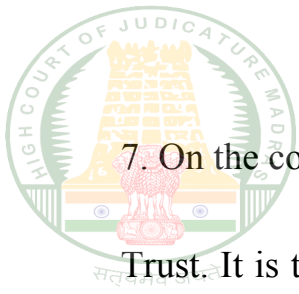
3. The learned counsel appearing for the plaintiff in C.S.No.150 of 2024 would that they had preferred an Intra-Court Appeal against the orders passed by this Court and seek this Court to adjourn the matter without any proceedings.

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4. This Court records its displeasure over such a statement. Such statement has been made by the learned counsel for the plaintiffs at least for the last three occasions. Neither the suit register number nor the O.S.A. number was placed before this Court.

5. The conduct of the plaintiff in C.S.No.150 of 2024 also does not augur well. He had earlier filed a suit before this Court challenging the election of one Mohanraj as the President, in which he had claimed to be the acting President. The court finding that there has been a disputed claim over the office bearers of the Trust had appointed the Administrator.

6. In view of the raise of pecuniary jurisdiction, the suit came to be transferred to the City Civil Court and during the pendency of the proceedings before the City Civil Court, the said Mohanraj died. The plaintiff in C.S.No.150 of 2024 taking advantage of the demise of the elected President withdrew the suit and had instituted the instant suit in C.S.No.150 of 2024 seeking for a mandatory injunction directing the Administrator to handover the charge of the Trust. Here again he claims himself to be the acting President of the Trust.



7. On the contrary, one Radhakrishnan claimed himself to be elected in a General Body of the Trust. It is to be noted that neither of them had disputed that the Administrator was carrying

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on his duties as appointed by this Court. When that being so, this Court is also surprised to note how a General Body without the authority of the Administrator could have been called for.

8. Issue notice to the Station House Officer, Pudukkadam Police Station, Pudukkadam, Kanyakumari District returnable by 25.07.2025.

List the matter on 25.07.2025.

09-07-2025

Gba

To

1. Akila Thiruvithancore Siddha Vaidya Sangam
Munchirai, Pudukkadam Post, Kanyakumari District Rep.by its Interim
Administrator Justice A.Ramamurthi.

2. Registrar of Companies
Block No.6, B Wing 2nd Floor, Shastri Bhawan, 26, Haddows Road, Chennai 600 034,

3. L.Noelraj
S/o.S.Lazar, Amoson Compound, Bethel Street, Marthandam P O Kanyakumari
District.

4. T.Mohanraj
S/o.Thangaya, Thanivalai Veedu, Munchirai, Kanyakumari District.

5. T.Ratha Krishnan



S/o.V.Thankiah,Thanivilai, Munchirai,
Pudhukadai, Munchirai Village,
Kiilyaour Taluk, Kanyakumari District.



6. R.Vijaya Kumar

C.Ramakrishna Nadar,

12/19A, Sri Rama Krishna Building, Kannnkara vilai,Kattathurai POst, Veeyanoor
Village, Thiruvattar Taluk, Kanyakumari District.

(Defendants 5 and 6 are impleaded as per order dated 21/04/2025 in A.No.1475/2025)