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C.S.No.203 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-06-2026

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

CS No. 203 of 2022

and

A. No. 4119 of 2022

and

O.A. No. 613 of 2022

1. Mrs.V.Sucharita,
W/o.Dr.C.Venkataraman, Old No.9, New No.12,
Kasthuri Bai Nagar, 2nd Cross Street, Adyar,
Chennai - 600 020.
2. Mrs.S.Radhika,
W/o. Satyanarayanan, Door
No.17-1-383/IP/168/1, Indraprastha Township,
Phase I, Saidabad, Hyderabad, Telengana 500
059.
3. Mrs.N.Krishna Prabha,
W/o. M.Anand, Flat FB, Block 6 - Jain's Pebble
Brook, MadhaKoil Street, OPP. Thalapakatti,
Okkiam Thoraipakkam, Chennai - 600 097.

..Plaintiff(s)

Vs

1. Mrs. N.Susheela Bai (Deceased)
W/o. late R.Nandagopal Naidu, 30, Thiru VI Ka
Road, Royapettah, Chennai - 600 014.
2. Mrs. K.H.Jayshree,
W/o K.H.HariBabu, 1931-B, I Block, 38th Street,
Anna Nagar West, Chennai - 600 040.
3. Mrs.Aruna,
W/o late N.Shyamsunder,



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4. Ms.Sruthi,
D/o late N.Shyamsunder,

5. Mr.Roshan Anantharamakrishnan,
S/o late N.Shyamsunder,

Defendants 3 to 5 residing at No.2, Lady
Madhavan Road, Mahalingapuram,
Nungambakkam, Chennai - 600 034.

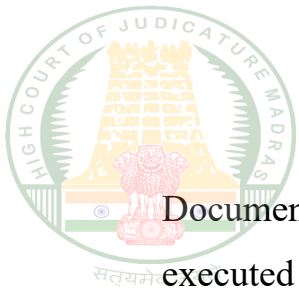
(Plaintiffs 1 to 3 and Defendants 2 to 5 are
already on record and recorded as legal heirs of
the deceased 1st Defendant as per order dated
30.08.2022 on Memo in A.No.3398/2022 in
CC.Diary No.26209/2022).

..Defendant(s)

PRAYER: a)For the partition of the suit schedule 'A' & 'B' properties for 1/5th share each to the plaintiffs, 2nd defendant and their late brother N.Shyamsunder to be inherited by his legal heirs viz., defendants 3 to 5 herein

b)For declaration of the seven settlement deeds alleged to have been executed by the father of the plaintiffs R.Nandagopal Naidu and the later Susheela Bai herein in favour of their brother late N.Shyamsunder viz., (i)Document No.414/2015 dated 05.02.2015 on the file of Sub Registrar, Vandavasi, (ii) Document No.2231/2015 dated 25.03.2015 on the file of the Sub Registrar, Tambaram, (iii) Document No.557/2016 dated 09.03.2016 (iv) Document No.559/2016 dated 09.05.2016 (v)Document No.612/2016 dated 09.05.2016 (vi) Document No. 613/2016 dated 09.05.2016 and (vii)Document No.6401/2016 dated 09.05.2016-(iii) to (vii) all on the file of the Joint Sub Registrar – II, Thousandlights, more fully described in the Schedule 'A' & 'B' herein, and (viii)

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Document No.646/2021 dated 05.07.2021 being the release deed purportedly executed by the late Susheela Bai in favour of her son late N.Shyamsunder as illegal, void and nonest in law and not binding on the plaintiffs;

c)for a consequential permanent injunction restraining the defendants 3 to 5 from dealing with any portion of suit 'A' and 'B' schedule properties either by alienating, mortgaging or developing the same.

d)For directing the defendants 3 to 5 to pay cost of the suit.

For Plaintiff(s): M/s.J.Pothiraj (428/93)
M.Jaurudeen (460/2019)
For P1 To P3 - D.No.26209/2022
[397, Lc,hc,ch-104 (7871811511)]

For Defendant(s): M/s.M.Narayanaswamy (129/2000)
A.Veerassamy (423/19)
B.Ramkumar (4370/2018)
K.Suresh Babu (984/2020)
M.Ramya Sree (4662/2020)
For D2 - D.No.27966/2022
[10a, 14th Avenue, Harrington Rd
Chetpet, Ch-31 (9710398305).
M/s.Madhupreetha Elango
R.Supraja (4272/21)
For D3 To D5 - D.No.28099/2022 (poa)
[8,8th St, Dr.R.K.Salai, Mylapore,
Ch-4 (9790799757)].

ORDER

Learned counsel for the defendants submits that plaintiffs are not appearing before this Court and progressing with the evidence on their side and hence, an



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application in A. No. 2109 of 2026 has been filed to eschew the proof affidavit of PW2 from the record.

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2.After having heard briefly, Registry is directed to send back the records to the concerned learned Master for recording evidence. Plaintiffs are directed to complete their evidence in a month's time i.e., by 30.07.2026 and thereupon to open up for the defendants' side evidence. It is made clear that if the plaintiffs are not adducing their evidence by 30.07.2026, the plaintiffs' side evidence shall be closed and the matter shall be opened up for the defendant's side and the same shall be completed within the second week of August 2026. Thus, the trial schedule has been fixed by this Court and both the parties are directed to co-operate with the trial. Alongside this, both parties shall explore the possibility of settlement through mediation.

3.Registry is directed to transmit the entire records to the learned Master on or before 29.06.2026. The plaintiff's side witness is directed to appear before the learned Master on 06.07.2026 for recording evidence.



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4. List the matter before this court in the second week of August 2026 after completion of evidence.

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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DR.A.D.MARIA CLETE, J.

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