

SA No. 551 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-01-2026

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CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

SA No. 551 of 2025

1. G.Muthulakshmi
W/o. R. Ganesan, Old No.1030, New
No.1512, 29th Street, B V Colony,
Vysarpadi, Chennai - 039. and 3 Others

2.R. Ganesan
Old No.1030, New No.1512, 29th
Street, B V Colony, Vyasarpadi,
Chennai - 039.

3.G. Mohanapriya @ Priya
D/o. Ganesan, Old No.1030, New
No.1512, 29th Street, B V Colony,
Vyasarpadi, Chennai - 039.

4.G. Varalakshmi @ Vanitha
D/o. R. Ganesan, Old No.1030, New
No.1512, 29th Street, B V Colony,
Vyasarpadi, Chennai - 039.

Appellant(s)

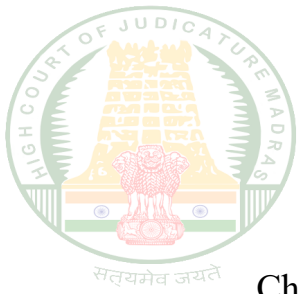
Vs

1. Manjula
W/o. Subramani, No.224/4, H Block,
Kalayanapuram, Elephant Gate,
Chennai - 079.

Respondent(s)

For Appellant(s): Mr.D.Manimaran

For Respondent(s): No Appearance



ORDER

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Challenging the reversal finding of the first appellate Court, the present second appeal has been preferred by the defendants.

2. The Second Appeal is admitted on the following substantial questions of law :

1. Whether the first appellate Court erred in applying the discretion passing judgment on admission, when the respondent/plaintiff failed to prove the executability of Ex.A1 i.e., Promissory Note dated 25.06.2012 for proving such consideration?

2. Whether not the first appellate Court below grossly erred in applying the admission under Order XII Rule 6 of CPC, when the execution of the so-called pronote(Ex.A1) and the date of passing of consideration is not admitted?

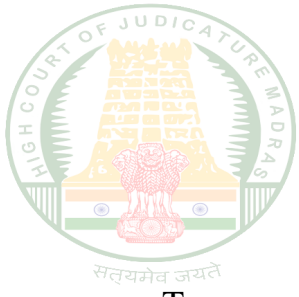
3. Whether not the burden of proving the passing of consideration is upon the plaintiff in a money suit, and whether adverse inference ought to be drawn against the plaintiff for not stepping into witness box and failure to cross examine the defendants?

3. Notice.

4. Post on 16.03.2026.

22-01-2026

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To
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1. The III Additional City Civil Court,
Chennai
2. VI Assistant City Civil Court, Chennai



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T.V.THAMILSELVI J.
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SA No. 551 of 2025
AND CMP NO. 18534
OF 2025

22-01-2026