



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-03-2026

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1585 of 2026

and

CMP.No.7456 of 2026

1. G.Swaminathan
S/O. Late. Govindasamy, No.170, Big
Street, Jambukulam Village, Sholinghur
Taluk.

Petitioner(s)

Vs

1. A.Nandakumar
S/O. Late.Arjunan, No.81, China Street,
Jambukulam Village, Sholinghur Taluk.

2.Ramachandran
S/o. Late. Arjunan China Street,
Jambukulam Village Sholinghur Taluk

3.Palani
S/o. Late. Arjunan China Street,
Jambukulam Village Sholinghur Taluk

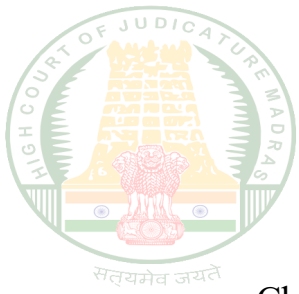
Respondent(s)

PRAYER

To set aside fair and decreetal order dt. 14.10.2025 made in I.A. No.2 of 2025 in OS No. 157 of 2024 on the file of II Additional District and Sessions Judge, Arakkonam, Ranipet District in dismissing IA filed for rejection of plaint.

For Petitioner(s): MR.R.Veeramani

For Respondent(s):

**ORDER**

Challenging the impugned order passed in I.A. No.2 of 2025 in O.S. No.157 of 2024, the third defendant has preferred this revision.

2. Before the trial Court, the third defendant filed an application under Order VII Rule 11(a) and (d) read with Section 151 CPC to reject the plaint as against him and respondents 2 and 3, contending that the property had already been purchased by him under a sale deed dated 02.10.1986 and earlier a suit in O.S. No.796 of 1986 had been filed, wherein the plaintiff's father was one of the defendants. After full contest, findings were given in the earlier suit, and therefore the present suit is barred by limitation and also barred by principles of res judicata.

3. However, the trial Court, though observing that the earlier findings may have relevance, was not inclined to reject the plaint at the threshold and dismissed the application. Aggrieved by the same, the present revision has been filed.

4. Admit.

5. Notice to the respondent(s), returnable by 22.04.2026. Post the case on 22.04.2026.

6. The impugned order passed in I.A. No.2 of 2025 in O.S. No.157 of 2024 is stayed till then.

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To
The II Additional District and Sessions
Judge, Arakkonam, Ranipet District.

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T.V.THAMILSELVI J.
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