



CRP No. 1725 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-03-2026

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1725 of 2026

AND

CRP NO. 1726 OF 2026,CMP NO. 7900 OF 2026,CMP NO. 7901 OF 2026

1. C.S.Ramasamy
S/o. P.R.Subramaniam No. 8/2,
Mettupalayam Road Coimbatore Taluk

Petitioner(s)

Vs

1. N.Natarajan
S/o. Nanja Konar No. 8/2,
Mettupalayam Road Coimbatore Taluk

2.Babu Somnath
S/o. Natarajan D.No. 57, Kannapiran
Nagar Shastri Road Kovil Medu,
Velandiapalayam Coimbatore

3.Kavitha
D/o. Natarajan D.No. 1/33A, TVS
Nagar Road Koundapalayam
Coimbatore 641 030

Respondent(s)

CRP No. 1726 of 2026

1. C.S.Ramasamy
S/o. P.R.Subramaniam No. 8/2,
Mettupalayam Road Coimbatore Taluk

Appellant(s)

Vs

1. N.Natarajan
S/o. Nanja Konar No. 8/2,
Mettupalayam Road Coimbatore Taluk



2.Babu Somnath
S/o. Natarajan D.No. 57, Kannapiran
Nagar Shastri Road Kovil Medu,
Velandiapalayam Coimbatore

3.Kavitha
D/o. Natarajan D.No. 1/33A, TVS
Nagar Road Koundapalayam
Coimbatore 641 030

Respondent(s)

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PRAYER

To set aside the Fair and Final order dt. 29-10-2025 passed in I.A.No. 4 of 2024 in OS No. 960 / 2023 on the file of the I Additional Subordinate Court, Coimbatore.

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PRAYER

To set aside the Fair and Final order dt. 29-10-2025 passed in I.A.No. 4 of 2024 in OS No. 352 / 2018 on the file of the I Additional Subordinate Court, Coimbatore.

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For Petitioner(s): MR.P.R.RAMAKRISHNAN
FOR M/S.Sarvabhauman
Associates

For Respondent(s):

ORDER

The petitioner herein filed I.A.No. 4 of 2024 in OS No. 960 / 2023 on the file of the I Additional Subordinate Court, Coimbatore, under Order 7 Rule 11 CPC to reject the plaint stating that the suit filed to cancel the sale deed dated 29.09.2005 was barred by limitation. Further, in respect of present suit property, the respondents/plaintiff and other co owners who are his vendors have filed



16 suits, of which, in 5 suits OS No. 336, of 2018, OS No. 335 of 2018, OS No. 51 of 2016, OS No. 52 of 2016, OS No. 333 of 2018 and OS No. 53 of 2016 the present petitioner filed application under Order 7 Rule 11 CPC to reject the plaint on same grounds, but the said applications were dismissed by the Trial Court, against which petitions before this Courts were also dismissed confirming the order of the Trial Court. However, the Apex Court in Civil Appeal Nos. 500,504,505,506,502,501 and 503 of 2022 has observed that the suits are liable to be rejected. But without considering the above fact the Trial court failed to reject the plaint as such is abuse of process of Court and also suit is barred by limitation.. However, it insisted the defendant to get on the Trial.

2. Reason justifiable. Admit. Issue notice to the respondent returnable by 28.04.2026. Post the matter on 28.04.2026, till then, OS No. 960 / 2023 and OS No. 352 of 2018 pending on the file of the I Additional Subordinate Court, Coimbatore, is ordered to be stayed.

25-03-2026

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

To

The I Additional Subordinate Court, Coimbatore.



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T.V.THAMILSELVI J.
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2026**

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