



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-04-2026

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

**CRP No. 2391 of 2026
and CMP.No.10268 of 2026**

M.Inbarani
W/o.N.Mohanan,
No.4/19, Kambar Street,
Ramana Nagar, Perumbur,
Chennai 600 011

..Petitioner(s)

Vs

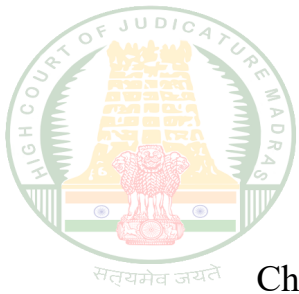
1. M.Prakash
S/o.N.Mohanan,
No.4/19, Kambar Street,
Ramana Nagar,
Perumbur,
Chennai 600 011
2. The Manager
HDFC Bank Ltd.,
No.1, Sarangapani Street,
1st Floor,
Ambattur,
Chennai 53.

..Respondent(s)

PRAYER: Civil Revision Petition filed under Article 227 of Constitution of India, praying to set aside the fair and decretal order dated 26.08.2025 made in IA.No.3 of 2024 in O.S.No.4764 of 2023 on the file of the Ld.XIII Assistant City Civil Court, Chennai by allowing this Civil Revision Petition and thus render justice.

For Petitioner(s):

MR.P.Krishnan



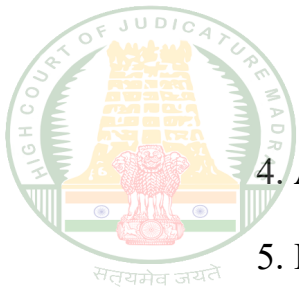
ORDER

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Challenging the impugned order passed by the learned XIII Assistant City Civil Court, Chennai in IA.No.3 of 2024 in O.S.No.4764 of 2023 the first defendant has preferred the present revision.

2. Before the trial Court, the first defendant filed an application seeking rejection of the plaint on the ground that the plaintiff has no right over the suit property and that the suit is based on an illusory cause of action. It is contended that the plaint does not disclose any valid basis as to how the plaintiff is entitled to claim right over the property and, therefore, the suit is not maintainable. However, the trial Court dismissed the said application. Aggrieved by the same, the present revision has been filed.

3. The learned counsel for the revision petitioner submits that the husband of the petitioner had obtained a housing loan, repaid the entire dues, and constructed the house in the suit property. It is further submitted that the plaintiff has falsely claimed as if he had borrowed the loan and put up construction. Relevant documents were also produced before the trial Court, but the same were not properly considered.



4. Admit

5. Issue notice to the respondent returnable by 29.04.2026.

6. There shall be an order of stay of further proceedings till then.

7. When the matter was taken up, the learned counsel for the revision petitioner further submitted that the belongings of the petitioner are kept under lock by the respondent/plaintiff and, due to her advanced age of about 67 years, she is unable to access her personal articles. She seeks appointment of an Advocate Commissioner to take inventory and retrieve her belongings, for which the presence of the respondents is necessary. Hence, the petitioner is directed to issue notice to the learned counsel for the respondents before the trial Court.

8. Post the matter on 29.04.2026.

22-04-2026

MPA

To

1. XIII Assistant City Civil Court, Chennai
2. The Manager
HDFC Bank Ltd.,
No.1, Sarangapani Street,
1st Floor,
Ambattur,
Chennai 53.



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CRP No. 2391 of 2



T.V.THAMILSELVI, J.

MPA

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