



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-04-2026

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

**CRP No. 2804 of 2026 and
CMP No.11553 & 11537 of 2026**

1. State of Tamil Nadu,
Represented by its District Collector,
Chennai-600 001.

2. The Tahsildar,
Fort Tondiarpet Taluk,
Chennai – 600 003.

Petitioners

Vs

M/s.C.Gopal Naicker and Sons,
Represented by C.L.Venugopal (Died)
Harikrishnan,
No.1, Cochrane Basin Road,
Chennai -600 021.

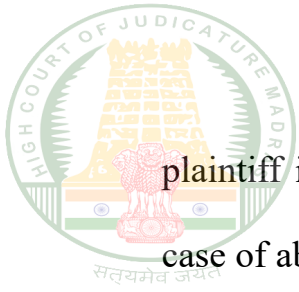
Respondent

For Petitioners: Mr.R.Ramanlaal,
Additional Advocate General VII,
Assisted by
Mr.T.Arunkumar,
Additional Government Pleader

For Respondent: Mr.A.K.Raghavalu
for Mr.A.R.Pradeep

ORDER

The defendants in O.S.No.14028 of 2010 has filed the present Civil Revision Petition to struck off the plaint in the above suit pending on the file of the learned III Assistant Judge, City Civil Court, Chennai on the ground that the



plaintiff is a tenant of public premises and liable to be evicted as it is a clear case of abuse of process of law.

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2. The learned Additional Government Pleader appearing for the petitioners would submit that the respondent / plaintiff is a tenant of public premises and they are liable to be evicted and the suit as such is barred under law also it is a clear case of abuse of process of law. Hence, they are not entitled to seek the relief of declaration. To that effect the learned Government Advocate relied upon the earlier writ proceedings in W.P.No.379 of 1999 wherein the respondent / plaintiff was shown as lessee and the same was dismissed on 19.03.1999. He would further submit that as on date, the evidence of P.W.1 in chief is completed and the suit is at the stage of cross examination of P.W1.

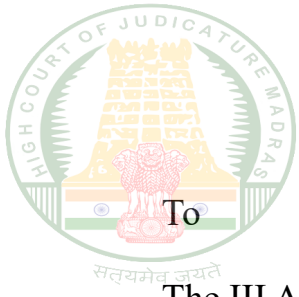
3. Having considered the facts and circumstances of the case and having regard to the observations that respondent / plaintiff is lessee made by this Court in W.P.No.379 of 1999, the reasons stated by the learned the Government Advocate is justified.

4. As the prima facie case has been made out by the learned Additional Government Pleader, the entire Trial Court proceedings in O.S.No.14028 of 2019 on the file of the III Assistant Judge, City Civil Court, Chennai is ordered to be stayed.

5. List the case on 11.06.2026.

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vum



CRP No. 2804 of 2026



To

The III Assistant Judge,
City Civil Court, Chennai.



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T.V.THAMILSELVI J.

vum

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