



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-04-2026

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CORAM

**THE HON'BLE MR.JUSTICE P.VELMURUGAN
AND
THE HON'BLE MRS.JUSTICE K.GOVINDARAJAN THILAKAVADI**

**CMP.No.15507 of 2025
in
OSA.SR.No.80284 of 2022**

Madras Management Association
Rep. By Executive Director Group Captain R.
Vijayakumar (Retd) VSM No. 240, Pathari Road
(Off Anna Salai), Chennai - 600 006.

..Appellant(s)

Vs

1. M/s. Sak Apparels,
Rep. by its Partner Deepak Ramchand
Having office at K.S.P. Towers,
No. 30, Sri Ayyappa Nagar,
Chinmaya Nagar Main Road,
Chennai - 600 092.
2. B. Saktheeswaran
3. Rajan Babu
4. Hemalatha

..Respondent(s)

Prayer: Civil Miscellaneous Petition filed to condone the delay of 1657 days in filing the above OSA.SR.80284 of 2022, against the CS.No.960 of 2007 of this Honble Court.



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For Appellant(s):

Mr. K.M.Aasim Shehazd
for M/S. BFS LEGAL

For Respondent(s):

Mr. K.V. Babu for R1
Ms. S.P.Arthi for R3 and 4
R2 - No Appearance

ORDER

(Order of the Court was made by P.VELMURUGAN,J.)

The present petition is filed to condone the delay of 1657 days in filing the above appeal.

2.The learned counsel for the appellant would submit that the appellant never entered into the sale agreement and he never executed any power of attorney. Since the appellant was not aware of the suit filed, there was a delay of 1657 days in filing the present appeal.

3.On the other hand, the learned counsel for the 1st respondent would submit that the 1st respondent entered into an agreement with the power agent of the petitioner. However, inspite of being aware of conditions in the agreement, the power agent was not able to vacate the tenant. Thus, the petitioner was well aware of the suit being filed by the 1st respondent.

4.Though the 1st respondent has stated that based on the power of attorney, the power agent had entered into the agreement, neither the 1st



respondent produced the power of attorney along with the plaint at the time of filing the suit nor marked the documents during the trial. Therefore, by taking note of the reasons adduced in the affidavit filed in support of this miscellaneous petition, this Court is inclined to condone the delay.

5. Accordingly, the delay of 1657 days in filing the aforesaid appeal is condoned and the Civil Miscellaneous Petition stands ordered.

(P.V.,J.) (K.G.T.,J.)
27-04-2026

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Note: Registry is directed to number the appeal and post in usual course, if the papers are otherwise in order.



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P.VELMURUGAN, J.
AND
K.GOVINDARAJAN THILAKAVADI, J.

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