



CMP NOS.17519, 17522 AND 17524 OF 2025  
IN A.S.NO.7 OF 2021

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

WEB COPY

**DATED : 22.07.2025**

**CORAM :**

**THE HONOURABLE MR. JUSTICE R.SAKTHIVEL**

**CMP NOS.17519, 17522 AND 17524 OF 2025**

**IN**

**A.S.NO.7 OF 2021**

**CMP NO.17519 OF 2025**

Janakiraman Naidu (Died)

1.Santhi

D/o.Janakiraman and Janagam

2.Rethinasamy

S/o.Janakiraman and Janagam

3.Harinalanarayani

D/o.Janakiraman and Janagam

4.Haridoss

S/o.Janakiraman and Janagam

5.Varashagobala Krishnan

S/o.Janakiraman and Janagam

... Petitioners /  
Appellants 2 to 5

***Vs.***

Mohandoss Naidu (Died)

S/o. Late. Sowrirraajan Naidu

Damodaran Naidu (Died)

S/o. Late. Sowrirraajan Naidu

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1. Bangaru Ammal  
W/o. Late. Padmanaban Naidu

2. Indira  
D/o. Late. Padmanaban Naidu

Chandira (Died)

3. Ravi @ Ravichandiran  
S/o. Late. Padmanaban Naidu  
(Respondents 1 to 3 are the legal heirs  
and representatives of the deceased  
Padmanaban Naidu)

Revathy (Died)  
D/o. Late. Ramadoss Naidu

4. Malliga  
W/o. Late. Ravi

5. Dhanabal  
S/o. Late. Ravi

6. Senthil  
S/o. Late. Ravi  
(Respondents 4 to 6 are the legal  
representatives of the deceased  
Ramadoss Naidu)

7. Gunasekaran  
S/o. Late. Kabirdoss Naidu

Paneerselvam (Died)  
S/o. Late. Kabirdoss Naidu

(7<sup>th</sup> Respondent is the legal representative  
of the deceased Kabirdoss Naidu)



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8. Sooryaparakasa Valli  
W/o. Late. Paneerselvam  
(Legal Representative of the  
Deceased Revathy)

9. Akila  
D/o. Late. Paneerselvam

10. Sathiyakala  
D/o. Late. Paneerselvam  
(Respondents 9 and 10 are the legal  
representatives of the deceased Revathy)

11. Sumathy  
W/o. Ravichandran

12. D. Suganthi  
W/o. Thiyagarajan

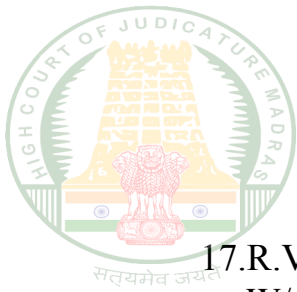
(Respondents 11 and 12 are the legal  
representatives of the deceased  
Revathy)

13. R. Anusuya  
D/o. Late. Damodaran Naidu

14. S. Nirmala  
D/o. Late. Damodaran Naidu

15. R. Jeyanthi  
D/o. Late. Damodaran Naidu

16. D. Venkataraman  
S/o. Late. Damodaran Naidu  
(Respondents 13 to 16 are the legal heirs  
and representatives of the deceased  
Damodaran Naidu)



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17.R.Vasuki  
W/o. G.Rathakrishnan Naidu

18.G.Ratha  
W/o. Gopalraj Naidu

19.R.Manimegalai  
W/o. P. Ravi

20.S.M.Sowridass  
S/o. Mohandoss Naidu  
(Respondents 17 to 20 are the legal  
representatives of the deceased  
Mohandoss Naidu)

... Respondents /  
Respondents

21.S.Sarangam  
S/o. Santhanam

22.Mrs.B.Karpagam  
W/o. Balaji

... Respondents /  
Proposed Respondents

**PRAYER:** Civil Miscellaneous Petition filed under Section 5 of the Limitation Act, 1963 praying to condone the delay of 694 days in filing the petition to set aside the abatement caused due to the death of the 3<sup>rd</sup> respondent namely Mrs.Chandira in the above A.S.No.7 of 2021.

**CMP NO.17522 OF 2025**

Janakiraman Naidu (Died)

1.Santhi  
D/o.Janakiraman and Janagam

2.Rethinasamy  
S/o.Janakiraman and Janagam



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3.Harinalanarayani  
D/o.Janakiraman and Janagam

4.Haridoss  
S/o.Janakiraman and Janagam

5.Varashagobala Krishnan  
S/o.Janakiraman and Janagam

... Petitioners /  
Appellants 2 to 5

*Vs.*

Mohandoss Naidu (Died)  
S/o. Late. Sowrirraajan Naidu

Damodaran Naidu (Died)  
S/o. Late. Sowrirraajan Naidu

1.Bangaru Ammal  
W/o. Late. Padmanaban Naidu

2.Indira  
D/o. Late. Padmanaban Naidu

Chandira (Died)

3.Ravi @ Ravichandiran  
S/o. Late. Padmanaban Naidu  
(Respondents 1 to 3 are the legal heirs  
and representatives of the deceased  
Padmanaban Naidu)  
Revathy (Died)  
D/o. Late. Ramadoss Naidu

4.Malliga  
W/o. Late. Ravi

5.Dhanabal  
S/o. Late. Ravi



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6.Senthil

S/o. Late. Ravi

(Respondents 4 to 6 are the legal  
representatives of the deceased  
Ramadoss Naidu)

7.Gunasekaran

S/o. Late. Kabirdoss Naidu

Paneerselvam (Died)

S/o. Late. Kabirdoss Naidu

(7<sup>th</sup> Respondent is the legal representative  
of the deceased Kabirdoss Naidu)

8.Sooryaprakasa Valli

W/o. Late. Paneerselvam

Legal Representative of the  
Deceased Revathy

9.Akila

D/o. Late. Paneerselvam

10.Sathiyakala

D/o. Late. Paneerselvam

(Respondents 9 and 10 are the legal  
representatives of the deceased Revathy)

11.Sumathy

W/o. Ravichandran

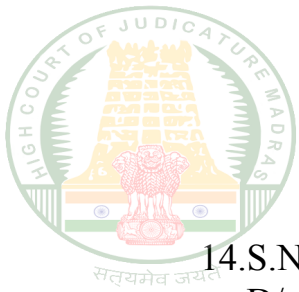
12.D.Suganthi

W/o. Thiyagarajan

(Respondents 11 and 12 are the legal  
representatives of the deceased Revathy)

13.R.Anusuya

D/o. Late. Damodaran Naidu



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14.S.Nirmala

D/o. Late. Damodaran Naidu

15.R.Jeyanthi

D/o. Late. Damodaran Naidu

16.D.Venkataraman

(Respondents 13 to 16 are the legal heirs  
and representatives of the deceased  
Damodaran Naidu)

17.R.Vasuki

W/o. G.Rathakrishnan Naidu

18.G.Ratha

W/o. Gopalraj Naidu

19.R.Manimegalai

W/o. P. Ravi

20.S.M.Sowridass

S/o. Mohandoss Naidu

(Respondents 17 to 20 are the legal  
representatives of the deceased  
Mohandoss Naidu)

... Respondents /  
Respondents

21.S.Sarangam

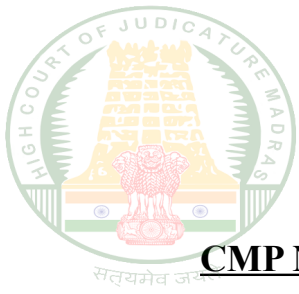
S/o. Santhanam

22.Mrs.B.Karpagam

W/o. Balaji

... Respondents /  
Proposed Respondents

**PRAYER:** Civil Miscellaneous Petition filed under Order XXII Rule 9(2) of the Code of Civil Procedure, 1908 praying to set aside the abatement caused in the above A.S.No.7 of 2021 due to the death of the 3<sup>rd</sup> respondent, Mrs.Chandira.



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**CMP NO.17524 OF 2025**

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Janakiraman Naidu (Died)

1.Santhi

D/o.Janakiraman and Janagam

2.Rethinasamy

S/o.Janakiraman and Janagam

3.Harinalanarayani

D/o.Janakiraman and Janagam

4.Haridoss

S/o.Janakiraman and Janagam

5.Varashagobala Krishnan

S/o.Janakiraman and Janagam

... Petitioners /  
Appellants 2 to 5

***Vs.***

Mohandoss Naidu (Died)

S/o. Late. Sowrirraajan Naidu

Damodaran Naidu (Died)

S/o. Late. Sowrirraajan Naidu

1.Bangaru Ammal

W/o. Late. Padmanaban Naidu

2.Indira

D/o. Late. Padmanaban Naidu

Chandira (Died)

3.Ravi @ Ravichandiran

S/o. Late. Padmanaban Naidu

(Respondents 1 to 3 are the legal heirs

and representatives of the deceased Padmanaban Naidu)



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Revathy (Died)  
W/o. Late. Ramadoss Naidu

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4.Malliga  
W/o. Late. Ravi

5.Dhanabal  
S/o. Late. Ravi

6.Senthil  
S/o. Late. Ravi  
(Respondents 4 to 6 are the legal  
representatives of the deceased Ramadoss Naidu)

7.Gunasekaran  
S/o. Late. Kabirdoss Naidu

Paneerselvam (Died)  
S/o. Late. Kabirdoss Naidu

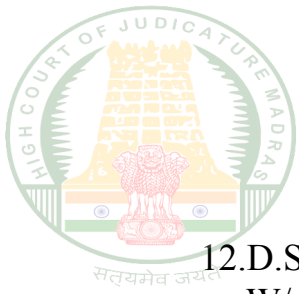
(7<sup>th</sup> Respondent is the legal representative  
of the deceased Kabirdoss Naidu)

8.Sooryaparakasa Valli  
W/o. Late. Paneerselvam  
(Legal Representative of the Deceased Revathy)

9.Akila  
D/o. Late. Paneerselvam

10.Sathiyakala  
D/o. Late. Paneerselvam  
(Respondents 9 and 10 are the legal  
representatives of the deceased Revathy)

11.Sumathy  
W/o. Ravichandran



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12.D.Suganthi  
W/o. Thiagarajan

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(Respondents 11 and 12 are the legal  
representatives of the deceased Revathy)

13.R.Anusuya  
D/o. Late. Damodaran Naidu

14.S.Nirmala  
D/o. Late. Damodaran Naidu

15.R.Jeyanthi  
D/o. Late. Damodaran Naidu

16.D.Venkataraman  
S/o. Late. Damodaran Naidu  
(Respondents 13 to 16 are the legal heirs  
and representatives of the deceased Damodaran Naidu)

17.R.Vasuki  
W/o. G.Rathakrishnan Naidu

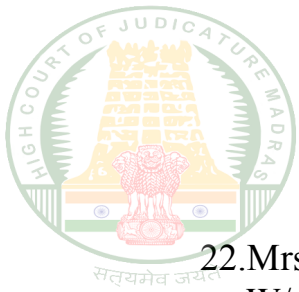
18.G.Ratha  
W/o. Gopalraj Naidu

19.R.Manimegalai  
W/o. P. Ravi

20.S.M.Sowridass  
S/o. Mohandoss Naidu  
(Respondents 17 to 20 are the legal  
representatives of the deceased  
Mohandoss Naidu)

... Respondents /  
Respondents

21.S.Sarangam  
S/o. Santhanam



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22.Mrs.B.Karpagam  
W/o. Balaji

... Respondents /  
Proposed Respondents

**PRAYER:** Civil Miscellaneous Petition filed under Order XXII Rule 4 of the Code of Civil Procedure, 1908 praying to bring on record the legal representatives of the deceased Mrs.Chandira namely the 21<sup>st</sup> and 22<sup>nd</sup> respondents herein as Appellants 22 and 23 in the above A.S.No.7 of 2021 pending on this file of this Court.

For Petitioners : Ms.R.K.Rithani  
(in all CMPs') for Mr.T.Saikrishnan

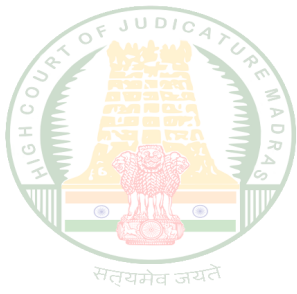
For Respondents : Mr.C.Bhalakumaran  
(in all CMPs') for Mr.R.Natarajan

### **COMMON ORDER**

Ms.R.K.Rithani, representing Mr.T.Saikrishnan, learned Counsel on record for the petitioners and Mr.C.Bhalakumaran, representing Mr.R.Natarajan, learned Counsel on record for the respondents 1 to 20 are before this Court.

2.Representing Counsel for the respondents 1 to 20 expressed no objection to allow these petitions.

3.This Court has perused the affidavits filed in support of these Civil Miscellaneous Petitions.



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4.The third respondent namely Mrs.Chandira passed away on July 26, 2023 leaving behind the respondent Nos.21 and 22 / proposed respondents as her legal heirs / legal representatives.

5.Being satisfied with the reasons stated in the accompanying affidavits, all these Civil Miscellaneous Petitions are allowed.

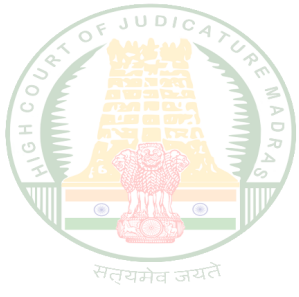
6.Respondent Nos.21 and 22 herein are added as respondent Nos.22 and 23 in the main Appeal Suit.

7.Registry is directed to carry out necessary amendments in the main Appeal Suit and list the matter on 22.08.2025.

**22.07.2025**

**(1/2)**

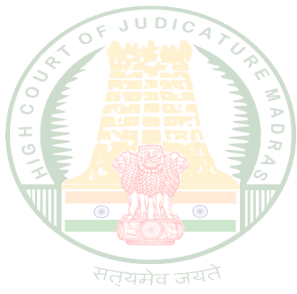
Index : Yes / No  
Speaking Order : Yes / No  
Neutral Citation : Yes / No  
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IN A.S.NO.7 OF 2021

**R.SAKTHIVEL, J.**

TK

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**22.07.2025**

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