



WEB COPY

A No. 4424 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 08-10-2025**

CORAM

**THE HONOURABLE DR.JUSTICE R.N.MANJULA**

**A No. 4424 of 2025**

**in**

**CS.No.610 of 2003**

1. DR.Rukmani Gopal

Old No.9, New No.17, School View  
Road, Ramakrishna Nagar, R.A.Puram,  
Chennai 600 028.

Applicant(s)

Vs

1. Dr.Mrs.Vasanth Balakrishnan and 5  
others

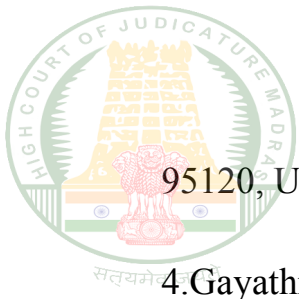
Door No.13, 6th Street, Gopalapuram,  
Chennai 600 086 K.Seshadri  
(Deceased) K.Gopal (Deceased)

2.Malathi Seshadri

Old No.13, New Door No.8, 6th Street,  
Gopalapuram, Chennai 600 086.

3.Vijay Seshadri

1409, Torrington Court, San Jose, CA



95120, USA.

4. Gayathri Rajkumar

No.22, Delacombe Drive, Mill Park,  
Victoria 3082 Melbourne Australia

5. Srividya Jai Ganesh

No.168, Quebee Quarry Liverpool,  
Musery Side, South Ferry Island, UK

6. Anil Seshadri

1409, Torrington Court, San Jose, CA  
95120 USA.

Respondent(s)

### **PRAYER**

To appoint an Advocate Commissioner to inspect the property morefully described Schedule of Property and suggest modes of division of the same, in pursuance of the judgment dated 13/12/2017 passed in the Original Side Appeal in O.S.A.Nos.122, 123 and 129 of 2016 and file a report as to feasibility of division by metes and bounds, so as to put the Applicant/8th defendant in separate possession of her 25 percent (1/4th share) in the said scheduled property in the above suit.

For Applicant : M/S. Gayathri for M/S. P.B. Ramanujam

For Respondent: Mr. **VASUDHA THIAGARAJAN**

for R1

**M/S. T.V. KRISHNAMACHARI** for R3

to R7

### **ORDER**

This application is filed to appoint an Advocate Commissioner to inspect the



property morefully described Schedule of Property and suggest modes of division of the same, in pursuance of the judgment dated 13/12/2017 passed in the Original Side Appeal in O.S.A.Nos.122, 123 and 129 of 2016 and file a report as to the feasibility of division by metes and bounds, so as to put the Applicant/8th defendant in separate possession of her 25 percent (1/4th share) in the said scheduled property in the above suit.

2. The learned counsel for respondents 3 to 7 submitted that it is not possible for them to purchase the entire property and, therefore, requested that an Advocate Commissioner be appointed to effect the sale. The learned counsel for the first respondent submitted that he has not received any instructions from his client regarding their willingness to purchase the property.

3. In view of the above submissions, this Court deems it appropriate to appoint an Advocate Commissioner to effect the sale of the property through public auction and to distribute the sale proceeds among the parties in accordance with their respective shares.

Accordingly,

(a) This application stands ordered.

(b) Mr.S.Malayappan, M.B.A., B.L., Advocate, having chamber at No.36, Law Chambers, High Court Buildings, Chennai 600 104. (Enrollment



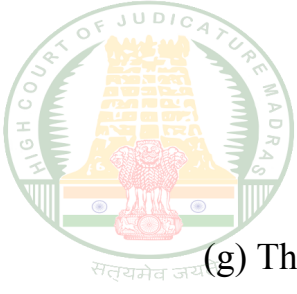
No.MS.392/2007 & Mobile No.9841845430), is appointed as Advocate Commissioner to effect the sale of the property through public auction and to distribute the sale proceeds among the parties in accordance with their respective shares, after giving notice to both parties and after seeking relevant particulars from the parties with regard to the sale of the property.

(c) The initial remuneration of the Advocate Commissioner is fixed at Rs.25,000/- (Rupees Twenty five thousand only), which shall be borne by the applicants / plaintiffs.

(d) The learned Advocate Commissioner, before causing inspection, shall duly give notice to the parties concerned as well as the learned counsels representing the parties and fix the time for his visit and inspection of the schedule properties.

(e) The learned Advocate Commissioner is also directed to take photographs of the property from various angles for the purpose of appreciating the competing claims of the parties.

(f) The learned Advocate Commissioner shall be paid the said initial remuneration immediately on receipt of the notice from the learned Advocate Commissioner on his visit and inspection of the schedule properties, promptly.



A No. 4424 of 2025



(g) The parties are directed to extend their utmost co-operation to the learned Advocate Commissioner when she inspects the schedule properties for the purpose of carrying out his assignment in terms of the warrant issued by this Court.

5. Post the matter after three weeks for filing report of the Advocate Commissioner.

**08.10.2025**

**jrs**

NOTE :Registry is directed to issue warrant to the Advocate Commissioner.



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A No. 4424 of 2025



**R.N.MANJULA J.**

jrs

**A No. 4424 of 2025**

**08-10-2025**