



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-11-2025

WEB COPY

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

A No. 4112 of 2025
in C.S. No.56 of 2025

1. Akila Thiruvithancore Siddha Vaidya
Sangam
Munchirai, Pudukkadai Post,
Kanyakumari District Rep.by its
Interim Administrator Justice
A.Ramamurthi.

Applicant(s)

Vs

1. Dr.T.Paul Durai Manimozhian and 11
others
S/o.Thomas, 21-157, Muttavilai,
Arumanai, Kanyakumari 629 151.

2.Dr.G.Jebasingh
S/o.Gunamony, 98, Punnai Nagar,
Nagercoil, Kanyakumari District.

3.Dr.T.Aravinthan
S/o.Thangarajan, 5/245 A Fathima
Road, Agasteeswaram,
Azhagappapuram, Kanyakumari 629
401.

4.C.Kumar
S/o.Chinnathambi, 2-219 Vathiyakudi,
Kodumkulam, Vilavancode,
Kanyakumari 629 165.

5.Gem Libny
S/o.Christopher, Gem Cottage, Church
Street, Kalluketty, Vilavancode,
Kanyakumari 629 165.



6.P.Brightus

S/o.P.Ponnayyan Nadar, P P N Nivas,
Ambaithenkalai, Edaicode
Kanyakumari 629 152.

7.Registrar of Companies

Block No.6, B Wing 2nd Floor, Shastri
Bhawan, 26, Haddows Road, Chennai
600 034,

8.L.Noelraj

S/o.S.Lazar, Amoson Compound,
Bethel Street, Marthandam P O
Kanyakumari District.

9.T.Mohanraj

S/o.Thangaya, Thanivalai Veedu,
Munchirai, Kanyakumari District.

10.T.Ratha Krishnan

S/o.V.Thankiah, Thanivilai, Munchirai,
Pudhukadai, Munchirai Village,
Kiilyaour Taluk, Kanyakumari District.

11.R.Vijaya Kumar

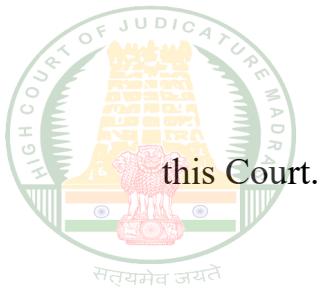
C.Ramakrishna Nadar, 12/19A, Sri
Rama Krishna Building, Kannnkara
vilai, Kattathurai P O, Veeyanoor
Village, Thiruvattar Taluk,
Kanyakumari District

12.T.Raja Kumari

W/o.A.Harries, Member of M/s.Akhila
Thiruvithanore Siddha Vaidya
Sangam.

Respondent(s)

PRAYER: This application has been filed under Order XIV Rule 8 of Original
Side Rules read with (13) Letter Patent praying to withdraw and transfer C.P.
No.39 of 2025 pending on the file of National Company Law Tribunal, Chennai
to this Court to be tried along with C.S. No.56 of 2025 pending on the file of



WEB COPY

For Applicant(s): M/s.V.K.Sathiamurthy

For Respondent(s): Mr. N.V.N. Margandeyan
[for R1 to R6]
R9 - died
R7 – Set exparte
R8 – Mrs. P. Padmeshwari
M/s.C.K.M.Appaji
[for R10 and R11]

ORDER

This application has been filed to withdraw and transfer C.P. No.39 of 2025 pending on the file of National Company Law Tribunal, Chennai to this Court to be tried along with C.S. No.56 of 2025 pending on the file of this Court

2. According to the applicant, he is an interim Administrator appointed by this Court to administer Akila Thiruvudancore Siddha Vaidhya Sangam, Munichirai, Pudukadai Post, Kanyakumari District and he is the 1st defendant in the main Suit. Due to persistent quarrel between the rival groups of people various litigations have come to the forefront and they are pending before various Courts. There are two Suits pending before this Court in C.S. No.150 of 2024 and C.S. No.56 of 2025. While so, one T. Rajakumari W/o. Harries claiming to be member of the Akila Thiruvudancore Siddha Vaidhya Sangam, Munichirai, Pudukadai Post, Kanyakumari District had filed a C.P. No.39 of 2025 before the National Company Law Tribunal, Chennai seeking relief of (I) direction to the respondent to produce financial statements of the Company for

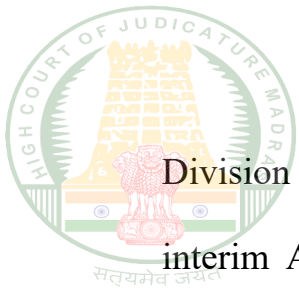


the financial years 2006-2007 and onwards, to direct the respondent Company to hold and conduct the meeting of the company. The above said petition has been filed by suppressing the pendency of the above said two Suits in C.S. No.150 of 2024 and C.S. No.56 of 2025 on the file of this Court. If the proceedings in C.P. No.39 of 2025 are allowed to be continued, it would result in multiplicity and conflicting decisions on same cause of action in respect of the Akila Thiruvidadancore Siddha Vaidhya Sangam, Munichirai, Pudukadai Post, Kanyakumari District. Therefore, the said petition has to be withdrawn and transferred to this Court.

3. The respondents have filed a common counter denying the averments made in the application and according to them, the Hon'ble Division Bench of this Court in O.S.A. No.311 of 2025 dated 26.09.2025 relieved the Administrator from the incharge of the above said administration of Sangam. Therefore, the Suit in C.S. No.150 of 2024 had become infructuous, due to the above said order passed by the Hon'ble Division Bench of this Court dated 26.09.2025. Therefore, the Suits are to be dismissed and the present application is not maintainable and is liable to be dismissed.

4. Heard both sides and perused the entire materials available on record.

5. It is an admitted fact that as per the order passed by the Hon'ble



Division Bench of this Court in O.S.A. No.311 of 2025 dated 26.09.2025, an interim Administrator of the Akila Thiruvudancore Siddha Vaidhya Sangam, Munichirai, Pudukadai Post, Kanyakumari District was relieved and the Suit in C.S. No.150 of 2024 was also dismissed as 'withdrawn'. The present Suit in C.S. No.56 of 2025 was transferred from the I Additional District Court, Kulithurai to try along with the pending C.S. No.150 of 2024 on the file of this Court. Once the said main Suit in C.S. No.150 of 2024 was itself withdrawn, the Suit in C.S. No.56 of 2025 need not be tried by this Court and the same has to be re-transferred to the District Court. Moreover, the proceedings pending before the National Company Law Tribunal, Chennai in C.P. No.39 of 2025 is on different context and the same cannot be transferred without any valid reasons.

6. In view of the same, this application has no merits and deserves to be dismissed.

7. Accordingly, the application is *dismissed*.

26-11-2025
[1/7]

mjs
Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No



WEB COPY

A No. 4112 of 2



P.DHANABAL J.
mjs

A No. 4112 of 2025
in C.S. No.56 of 2025

26-11-2025
[1/7]