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IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

TUESDAY, THE 04TH DAY OF JANUARY 2022

THE HON'BLE MR. JUSTICE N.SESHASAYEE

C.S.No.822 of 2017

and

C.S.No.252 of 2019

C.S.No.822 of 2017:

M/s.Narendra Properties Ltd.,
Represented by its Managing Director,
Mr.Chirag Maher,
Makanji House, 2nd Floor,
49 (Old 25), Barnaby Road,
Kilpauk, Chennai-600 010.

... Plaintiff

-Versus-

M/s.Karismaa Foundations Pvt. Ltd.,
Represented by Mr.Rakesh P.Seth,
Managing Director,
Age 41 years,
340, Kapaleeswarar Nagar,
1st South Main Road, Neelankarai,
Chennai-600 115.

... Defendant

C.S.No.252 of 2019:

M/s.Karismaa Foundations Pvt. Ltd.,
Represented by Managing Director Rakesh P.Sheth,
340, Kapaleeswarar Nagar,
1st South Main Road, Neelankarai,
Chennai-600 115.

... Plaintiff



M/s.Narendra Properties Ltd.,
Represented by its Managing Director,
Mr.Chirag Maher,
Makanji House, 2nd Floor,
49 (Old 25), Barnaby Road,
Kilpauk, Chennai-600 010.

... Defendant

These civil suits are coming on this day before this court for hearing, the court made the following order:

The following issues are framed for consideration of the suit in C.S.No.252 of 2019:

1. *Whether the document dated 31.03.2014 and 31.03.2015 are forged and fraudulent documents ?*
2. *Whether the Plaintiff is entitled for a relief of declaration declaring the Document dated 01.04.2013, 31.03.2014 and 31.03.2015 allegedly issued by the Plaintiff/its officers to the defendants or its agents/officers as null and void?*
3. *Whether the plaintiff is entitled for Permanent Injunction restraining the defendant from relying/using the Document dated 01.04.2013, 31.03.2014 and 31.03.2015 allegedly issued by the Plaintiff/its officers to the Defendants or its agents/officers before any legal proceeding?*

4. *Whether the Document dated 31.03.2014 and*



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31.03.2015 are legally valid and tenable documents?

- 5. Whether agreement to settle the financial debt dated 16.09.2019 entered between Plaintiff and Defendant is binding on plaintiff?*
- 6. Whether Plaintiff have admitted this liability before NCLT on 16.09.2019?*
- 7. Whether the Defendant is liable to pay the costs of the suit to the Plaintiff?*
- 8. Whether the plaintiff is entitled to such other order/orders or further orders as this Hon'ble Court may deem fit?*

3.Affidavit of documents by two weeks and inspection thereafter in two weeks.

4.Evidence to be recorded in C.S.No.822 of 2017. Post the matter before the learned Additional Master No.I for joint trial on 14.03.2022.

Sd/.N.S.S.J.
04.01.2022

//Certified to be a true copy//

Dated at Madras this the day of 2022.

SU./20.01.2022

COURT OFFICER(O.S.)

From 25.09.2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.