



WEB COPY



CRP.No.4222 of 2025 and CMP.No.21709 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.09.2025

CORAM:

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

CRP.No.4222 of 2025

and

CMP.No.21709 of 2025

P.K.Devadoss

... Petitioner / Petitioner / Plaintiff

Versus

1. The General Secretary,
Sri Aurobindo Society,
Sri Aurobindo Society Asharam,
Puducherry - 605 001.
2. The Secretary,
Auroville Foundation,
Auroville Bhawan, Auroville - 605 101.
3. Divya Kapoor
4. Sandeep Darbal
5. Suhasini
6. Sukrit
7. Kanniyappan
8. Prasad
9. Gerard
10. Berend
11. Agmes
12. Kireet
13. D.Chandran
14. G.Kuppusamy
15. G.Velu Gounder
16. G.Arumuga Gounder
17. G.Varadarasu Gounder
18. T.Thanikachala Gounder



CRP.No.4222 of 2025 and CMP.No.21709 of 2025

19. N.Akkumettan @ Subtsmanian

... Respondents

WEB COPY

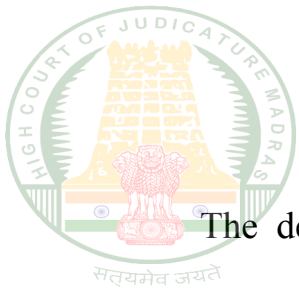
Prayer:- Civil Revision Petition filed under Article 227 of the Constitution of India, to set aside the order passed in I.A.3 of 2025 in O.S.No.113 of 2015 dated 3.07.2025 on the file of District Munsif, Vanur.

For Petitioner : Mr.Venkataswamy Babu

ORDER

Unsuccessful plaintiff has preferred the present Civil Revision Petition.

2. The suit filed in O.S.No.113 of 2025 on the file of District Munsif, Vanur seeking to declare the plaintiff as the absolute and lawful owner of the property mentioned in the schedule I & II and for permanent injunction. Thereafter, the plaint came to be amended as per the order passed in I.A.No.271 of 2018 dated 21.03.2019. The prayer amended is to pass a decree for the relief of specific performance by directing the defendants 13 to 18 to execute a sale deed based upon the sale agreement dated 27.09.1964 and also for the relief of specific performance by directing the defendant 19 to execute a sale deed based upon the sale agreement dated 20.10.1965.



The defendants have filed a written statement and necessary issues were framed. Both sides evidence was completed and the case was posted for arguments. At this stage, the plaintiff has chosen to file an application in I.A.No.3 of 2025 in O.S.No.113 of 2015 under Order 6 Rule 17 and Section 151 of CPC seeking for the relief to amend the prayer in the plaint. The plaintiff intends to relinquish a part of first prayer with respect to Schedule - I of the suit property and to amend the second prayer into two prayers. Upon hearing on either side, the Court below dismissed the application on the ground that the earlier amendment application in I.A.No.271 of 2018 came to be allowed and the changed the nature of the suit. Again, the plaintiff chosen to file an application to amend the prayer which crystal clearly changes further nature of the suit. Aggrieved over the same, the petitioner has filed the present Civil Revision Petition.

3. The learned counsel for the petitioner submits that during the course of trial, the plaintiff decided to relinquish a part of prayer in the suit and filed a detailed memo dated 08.11.2024 seeking permission to not to press a part of prayer in the suit. The above said memo is recorded by the Court below and thereafter, the plaintiff also came with another memo dated 09.12.2024

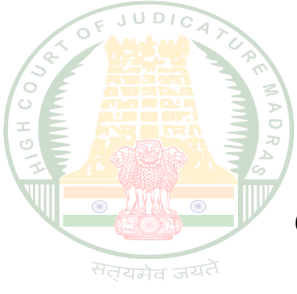


before the Court below to convince and amend the part of prayer in this suit.

The learned counsel further submits that at the instance of the court below, appropriate application has been filed to amend the part of prayer. Without considering the earlier memo filed on the plaintiff side and without considering the nature of relief sought in the amendment, the court below dismissed the application. If the petition is not amended serious prejudice would be caused to the plaintiff.

4. Upon considering the submissions made by the learned counsel for the revision petitioner, the petitioner has made out a *prima facie* case for grant of interim stay and the balance of convenience is also in favour of the petitioner and irreparable loss would be caused to the petitioner, if no interim stay is granted. Therefore, there shall be an order of interim stay till 07.10.2025.

5. Issue notice to the respondents returnable by 07.10.2025. Private notice is also permitted.



CRP.No.4222 of 2025 and CMP.No.21709 of 2025

6. Post this matter on 07.10.2025.

15.09.2025

WEB COPY

av

Index : Yes/No

Speaking order : Yes/No

Neutral Case Citation : Yes/No

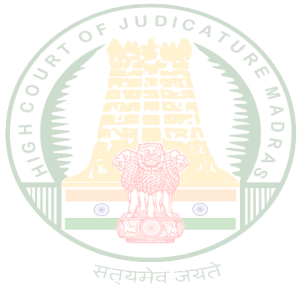
To

The District Munsif, Vanur.

M. JOTHIRAMAN, J.

av

5/6



WEB COPY



CRP.No.4222 of 2025 and CMP.No.21709 of 2025

CRP.No.4222 of 2025
and
CMP.No.21709 of 2025

15.09.2025