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CRP NO. 5046 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-10-2025

CORAM

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

CRP NO. 5046 of 2025 &

CMP.No. 25459 of 2025

1.EVA Rosalin Santhakumari
2.N.Vedhagiri
3.Venkat
4.V.Rangarajan

Petitioner(s)

Vs

1.Komala
2.Rameshbabu

Respondent(s)

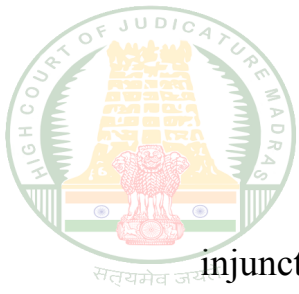
Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, praying to set aside the order dated 02.09.2025 made in I.A.No. 9 of 2025 in O.S.No. 8986 of 2021 on the file of V Assistant City Civil Court, Chennai.

For Petitioner(s): S.Thanka Sivan

ORDER

The unsuccessful plaintiffs have preferred this civil revision petition. The suit in O.S.No.8986 of 2021 was filed by the revision petitioners/plaintiffs seeking for the relief of declaration, permanent

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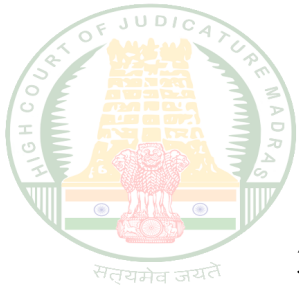
injunction and mandatory injunction on the file of V Assistant City Civil

Court, Chennai. The respondents/defendants have filed written statement.

Necessary issues have been framed. PW1 was examined on the side of the plaintiff and Ex.A1 to A15 were marked and the case was posted for further arguments. At this stage, the revision petitioners/plaintiffs have filed an application in I.A.No. 9 of 2025 under Order VI Rule 17 of the Code of Civil Procedure, 1908, praying for amendment of certain portions stated in the application made in O.S.No. 8986 of 2021 on the file of V Assistant City Civil Court, Chennai. Upon hearing on either side, the Court below dismissed the application in I.A.No. 9 of 2025 by order dated 02.09.2025 on the ground that the revision petitioners have not filed any documents to substantiate amend the plaint. Aggrieved by the same, the present Civil Revision Petition has been instituted by the revision petitioners/plaintiffs.

2. The learned Counsel appearing for the revision petitioners would submit that no new cause of action sought to be introduced by the revision petitioners. The revision petitioners sought to amend (a) to (h) portions as stated in the petition made in O.S.No. 8986 of 2021, as the said mistake is a typographical or clerical error in the description of schedule of property. Such corrections fall within the purview of Order VI Rule 17 of the Code of Civil Procedure, 1908.

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3. Considering the arguments advanced by the learned counsel for the revision petitioners/plaintiffs and the reasons stated in the affidavit, this Court is of the view that the revision petitioners have made out a *prima facie* case for grant of Interim Stay. Therefore, there shall be an order of interim stay till **10.11.2025**.

4. Issue notice to the respondents returnable by 10.11.2025. Private notice is also permitted.

5. Post this matter on **10.11.2025**.

16.10.2025

MSM

To

The V Assistant City Civil Court, Chennai.



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M.JOTHIRAMAN, J.,

MSM

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