



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 24-07-2026**

CORAM

**THE HON'BLE MR.JUSTICE K.KUMARESH BABU**

**IP No. 52 of 2025**

M/s. Sha Moolchand Jhavechand, Huf  
A Hindu Undivided Family Firm, Rep. By Its  
Manager And Karta, Moolchand Jain,  
W/o.Moolchand Jain, No.6, Vinayaga Maistry  
Street, Chennai-600 079.

..Petitioner

Vs

1. K.Devendran  
Carrying On Business At Kampala Homes,  
Ranga Complex, 1st Floor, No.72, Thiyagaraya  
Road, T.Nagar, Chenna-600 017.
2. K.Shobha  
W/o.K.Devendran, Residing At Door No.4, 1st  
Floor, No.1/16, Dr.B.N.1st Street, T.Nagar,  
(north Boag Road Side), Chennai-600 017.

..Respondents

Petition filed under Section 9, 10, 11, 12 and 13 of the Presidency  
Towns Insolvency Act, III of 1909 and Order III – A of the Insolvency Rules,  
1958, for the following reliefs:

- a) to treat this petition as urgent;
- b) to adjudicate the Debtors as Insolvent,
- c) to direct that the estate of the Debtors be vested in the Official  
Assignee of Madras, for the benefit of the General body of creditors of the  
Debtor.
- d) to order that the costs of this petition paid by the Official Assignee of  
Madras, from and out of the estate of the Debtor to the Petitioning Creditor.

For Petitioner : Mr.T.Srikanth



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**K.KUMARESH BABU J.**

mp

**ORDER**

Issue fresh notice to the respondents returnable in four (4) weeks. Private notice is also permitted through speed post with acknowledgment due.

2. The learned counsel for the petitioner requests this Court to permit him to take substitute service. The initiation of substitute service is prerogative of the petitioner, if he is unable to locate the address and has only the last known address, on which, the application is filed. It is further submitted by him that the Registry does not entertain an application for substituted service without any order specifically passed by this Court. In that regard, when the petitioner has right to seek for substituted service with substantive reasons, there is no necessity to pass an order permitting him to file an application to substitute service.

3. Registry shall not hereinafter seek for a specific order permitting the petitioner to seek substituted service from the Court.

List this case after four(4) weeks.

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