



A.No.2895 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-07-2026

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CORAM

THE HON'BLE DR.JUSTICE A.D.MARIA CLETE

A No. 2895 of 2026

in

C.S. No. SR147477 of 2025

A.J.Suseela

W/o.C.Jayachandran,

No.18, Strahans Road, II Lane, Otteri, Chennai 12.

..Applicant(s)

Vs

1. E.Senthilkumar and 6 others
S/o.B.R.Ethiraj,
No.29, Dr.Gurusamy Road,
Harmony, Flat No.2A,
Second Floor, Chetpet,
Chennai 600 031.
2. Mrs.Evelin Vasanthi
W/o.Late P.S.Soundararajan
3. Ms.Steffy Grace
D/o.Late P.S.Soundararajan
4. Sam Marshall
S/o.Late P.S.Soundararajan
5. Sam Miracle Agacy
S/o.Late P.S.Soundararajan,
2 to 5 are residing at
No.22, Kuttappan Street,
Kilpauk, Chennai 600 010.
6. M/S.THE CHENNAI GOVERNMENT
OFFICERS Co-Opearative Building Society Ltd,



A.No.2895 of 2026

Rep.by its Special Officer,
No.372, Mudichur Road,
West Tambaram,
Chennai 600 045.

7. Income Tax Department
Non Corp Ward 12(1) CHE,
No.16, Greams Road,
BSNL Office,
Chennai 600 006.

..Respondent(s)

PRAYER: To dispense with the issuance of Notice under Section 80(2) of C.P.C to
the 7th Respondent/7th Defendant,

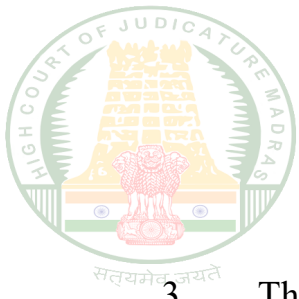
For Applicant(s): M/s.G.Veerapathiran
E.Rajaraman
A.Sonal

For Respondent(s): --

ORDER

This application has been filed under Section 80(2) of the Code of Civil Procedure,
to dispense with the issuance of Notice under Section 80(2) of C.P.C to the 7th
Respondent/7th Defendant.

2. It is averred in the plaint that the income tax department is only a proforma
party but in yet another paragraph, it is also stated that the income tax department
is a necessary party. However, the income tax department is arrayed as respondent.



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3. Thus, leave under Section 80(2) CPC can be granted only when the suit is instituted to obtain urgent or immediate relief against the Government or a public officer. In the present case, neither the plaint nor the affidavit filed in support of this application discloses any urgent or immediate relief sought against respondents 5 to 9. Accordingly, Section 80(2) CPC cannot be invoked.

4. Accordingly, this application is dismissed. No costs.

10-07-2026

AY

To

1.M/S.THE CHENNAI GOVERNMENT OFFICERS Co-Opearative Building
Society Ltd,
Rep.by its Special Officer,
No.372, Mudichur Road,
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DR.A.D.MARIA CLETE, J.

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