



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-02-2026

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THE HON'BLE MR.JUSTICE P. DHANABAL

A No. 821 of 2026
in
C.S.DR.No.196625 of 2025

A.Parthiban

...Applicant / Plaintiff

Vs

1. M.Brammamoorthy
Son of Mariappan,
7-1/159, Pattappan Koil Street,
Erikari, Elampillai-637 502.
2. S.Vadivelan
Son of Shanmugam,
13/25, Second Floor, Flat S-2,
Rajaji Nagar 2nd Street,
Villivakkam, Chennai-600 049.

....Respondents

Application filed under Order XIV Rule 8 Read of the O.S.Rules R/W Clause 12 of Letters Patent Act, to grant leave to the plaintiff to sue the 1st Respondent/1st Defendant in C.S.DR.No.196625 of 2025 before this Court.

For Applicant(s): Mr.K.Aravindhan



ORDER

This application has been filed by the applicant/plaintiff seeking leave to sue the 1st Respondent/1st Defendant before this Court in the present suit.

2. According to the applicant, he is the plaintiff in the main suit filed for Specific Performance and Permanent Injunction and the property is situated within the jurisdiction of this Court. The 1st defendant is residing outside the jurisdiction of this Court. It is further submitted that the cause of action has also arisen within the jurisdiction of this Court. Therefore, the applicant/plaintiff has filed the present application seeking leave to sue before this Court.

3. Heard petitioner side and perused the records.

4. Considering the above facts and circumstances of the case, and upon perusal of the reasons stated in the affidavit, and in view of the fact that the suit properties are situated within the jurisdiction of this Court and a substantial part of the cause of action has arisen within the jurisdiction of the Court, the 1st defendant is residing outside the jurisdiction of the Court and on perusing the materials on record, this application is allowed. Leave is granted.

5. The Registry is directed to number the Civil Suit, if it is otherwise in order.

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P.DHANABAL, J.

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