



WEB COPY



A.No.280
in CS No.213 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-01-2026

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

**A No. 280 of 2026
IN
CS NO. 213 OF 2023**

1. Lalithkumar R.Shah
S/o Late Rashiklal V.Shah, No.2-c.
Adetikunj, 29, Balfour Road, Kilpauk,
Chennai 10.

Applicant(s)

Vs

1. Satish C Shah and 4 others
S/o Late Chamanlal V.Shah, Flat 2b,
Virgo Apartment, No.928, Poonamallee
High Road, Chennai 84.

2.Silpa Shah
W/o Late Matish Shah, 401-b, Prince
Garden, 40 Thambu Swamy Road,
Kilpauk, Chennai 10 Now Temporarily
Residing At 499, 33rd Ave, Unit 305,
San Francisco, Ca, Usa 941 121.

3.Kaushal S Shah
S/o Sathish C.Shah, 6610, Coffeepot
Creek Road, Frisco, Tx 75036, Usa.

4.Punit N Shah
S/o. Late Nailesh K Shah, Flat No. 3C,
Garden Apartments, No.68, Purasawalkam
High Road, Purasawalkam, Vepery,
Chennai - 600 007.



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5.Karan N Shah

S/o. Late Nailesh K Shah, Flat No. 3C,
Garden Apartments, No.68, Purasawalkam
High Road, Purasawalkam, Vepery,
Chennai - 600 007. (PLAINTIFFS 6 AND
7 ARE BROUGHT ON RECORD AS
THE LEGAL HEIRS OF THE
DECEASED 1ST PLAINTIFF AS PER
ORDER DATED 17.04.2024 IN
APPL.NO. 2128/2024)

Respondent(s)

CS No. 213 of 2023

1. Nailesh K.Shah (deceased)

S/o Late Kiran N.Shah, Door No.3c,
Garden Apartments 68, Purasawalkkam
High Road, Chennai - 600 007.

2.Premaben K Shah (deceased)

W/o Late Kiran N.Shah, Door No.3c,
Garden Apartments, 68, Purasawalkam
High Road, Chennai 07. (the 2nd Plaintiff
Deceased As Per Order Dated 15.12.2025
In Memo Dated 01/04/2025 In C.S.No.213
Of 2023)

3.Sathish C.Shah

S/o Late Chamanlal V.Shah, Flat 2b,
Virgo Apartment, No.928, Poonamallee
High Road, Chennai 84.

4.Silpa Shah

W/o Late Matish Shah, 401-b, Prince
Garden, 40 Thambu Swamy Road,
Kilpauk, Chennai 10 Now Temporarily
Residing At 499, 33rd Ave, Unit 305, San
Francisco, Ca, Usa 941 121.

5.Kaushal S Shah

S/o Sathish C.Shah, 6610, Coffeepot
Creek Road, Frisco, Tx 75036, Usa.



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6.Punit N Shah

S/o, Late Nailesh K Shah, Flat No. 3C,
Garden Apartments, No.68, Purasawalkam
High Road, Purasawalkam, Vepery,
Chennai - 600 007.

7.Karan N Shah

S/o. Late Nailesh K Shah, Flat No. 3C,
Garden Apartments, No.68, Purasawalkam
High Road, Purasawalkam, Vepery,
Chennai - 600 007. (PLAINTIFFS 6 AND
7 ARE BROUGHT ON RECORD AS
THE LEGAL HEIRS OF THE
DECEASED 1ST PLAINTIFF AS PER
ORDER DATED 17.04.2024 IN
APPL.NO. 2128/2024)

Plaintiff(s)

Vs

1. Lalithkumar R.Shah

S/o Late Rashiklal V.Shah, No.2-c.
Adetikunj, 29, Balfour Road, Kilpauk,
Chennai 10.

2.Mrudula R.Shah(deceased)

D/o Late Rashiklal V.Shah, No.2-c
Adetikunj, 29, Balfour Road, Kilpauk,
Chennai 10. (second Defendant Deceased
As Per Order Dated In Memo 02/01/2025
In C.S.No.213 Of 2023)

Defendant(s)

A No. 280 of 2026

For Applicant(s):

M/s. Shah And Shah
Dilip Kumar Dinesh Kumar Geetha
Devi
Dhruv A Thaker

For Respondent:



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ORDER

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This application is filed by the applicant / first defendant to condone the delay of 32 days in filing the written statement of the first defendant in C.S.No.213 of 2023.

2. The other side have not seriously objected.

3. Considering the reasons stated in the affidavit and facts and circumstances of the case, in order to give a chance to the applicant and considering the number of days in delay, it is appropriate to allow this application. The written statement of the first defendant is taken on file. Accordingly, this application is allowed.

23.01.2026

mtl



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P.DHANABAL, J.

mtl

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IN CS NO. 213 OF 2023

23.01.2026