



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-07-2026

CORAM

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

CS No. 777 of 2018

Thyagarajan P.

No.2/726,4th Cross, Second St, Kazura

Garden,Neelankarai, Chennai

..Plaintiff(s)

Vs

1. Dr.P.Manorama
No21,5th Cross St, United India Colony,
Kodambakkam, Chennai
2. M.S. Pinagapani (DECEASED)
No.21,5th Cross St, United India Colony,
Kodambakkam, Chennai-24 (Plaintiff and the
first defendant are already as the legal heirs of
the deceased second defendant as per order
dt-5.4.22 in CS.777/2018).

..Defendant(s)

Prayer in CS No. 777 of 2018: Plaintiff filed under Order IV Rule 1 of Original Side Rules read with Order VII rule 1 of Civil Procedure Code, pleaded to pass a preliminary judgment and decree, (i) Of Partition of the Suit Schedule Property by metes and bounds into 3 shares and allot one share in the property situated at plot No1-B, United India Colony Road, Presently Door NO21,5th Cross St, Kodambakkam Chennai 24; (ii) To appoint an Advocate Commissioner to inspect and divide the suit schedule property situated at Plot No. 1-B, United India Colony Road, Presently Door No. 21, 5th Cross Street, Kodambakkam Chennai 600024 and comprised in Paimash no. 451/1 of Puliur Village, Chennai District and allot 1/3 share to the Plaintiff.



(iii) Declaring that the Settlement Deed registered as Document No. 2192 of 2013 dated 20.06.2013 executed by Mrs. Mrs.Gnanasundari alias in Mrs.GnanamPinagapani favour of Dr.P.Manorama (1" defendant herein) on the files of the Sub-Registrar, Kodambakkam as Null and Void and not binding the Plaintiff herein;

(iv) Declaring that the Settlement Deed registered as Doc. No. 837 of 2016 dated 10.02.2016 executed by in Mrs.Gnanasundari alias Mrs.GnanamPinagapani favour of Dr.P.Manorama (1" defendant herein) on the files of the Sub-Registrar, Kodambakkam as Null and Void and not binding the Plaintiff herein;

(v) For permanent injunction restraining the 1" defendant from alienating or encumbering the suit schedule property situated at Plot No. 1-B, United India Colony Road, Presently Door no. 21, 5th Cross Street, Kodambakkam Chennai 600024 and comprised in Paimash no. 451/1 of Puliyur Village, Chennai District.

(vi) Direct the defendants to pay costs of this suit.

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For Plaintiff(s): No appearance

For Defendant(s): M/s.P.Uma for D1

Judgment

When the matter was listed for hearing on 27.07.2025, there was no representation for the plaintiff, hence, Registry was directed to list the matter under the caption “for dismissal” on 29.07.2026. When the matter is called



today i.e., 29.07.2026, there is no representation for the plaintiff and hence, it is clear and evident that the plaintiff is not interested in prosecuting the Civil Suit

2. Hence, this Civil Suit is 'dismissed for non prosecution'. No costs.

Consequently, connected applications are also closed.

29-07-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

JRS



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DR.A.D.MARIA CLETE J.

JRS

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