

**Thulasiammal vs Indirani**

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**SooperKanoon Citation :** [sooperkanoon.com/1414322](https://sooperkanoon.com/1414322)

**Court :** Chennai

**Decided On :** Jun-03-2026

**Judge :** Honourable Mr.Justice R.Sakthivel

**Appeal No. :** CMP/774/2023

**Appellant :** Thulasiammal

**Respondent :** Indirani

**Judgement :**

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.06.2026

CORAM

THE HONOURABLE MR.JUSTICE R. SAKTHIVEL CMP.No.774 of 2023  
in S.A.No.1596 of 1996 ---- 1.Thulasiammal (died) 2.K.T.Thulasiram  
(died) 3.T.Nagendran S/o.Late.M.R.Thulasiram 32-A, Shankar Nagar  
Salem-7. 4.K.T.Rangachari 5.K.T.Ragunath 6.K.T.Krishnamoorthy  
7.N.G.Lalitha W/o.Govindarajan Fort, Salem-1. .Petitioners/Appellants 3  
to 7

Versus

1.Indirani W/o.Ethiraj 2.S.G.Ethiraj (Died) S/o.Govindaraj Salem-9.  
.Respondents 1&2/Respondents 1&2 3.E.Ravindranath Tagore,  
S/o.Late. S.G.Ethiraj 4.E.Ramamoorthy S/o.Late.S.G.Ethiraj  
5.E.Ramadevi D/o.Late.S.G.Ethiraj Salem-9. ...Proposed respondents 3  
to 5/ LRs of the deceased 2nd Respondent Prayer: Civil Miscellaneous  
Petition filed under Order XXII Rule 4 and 5 of the Code of Civil  
Procedure, 1908 praying to bring on the LRs of deceased 2 nd  
Respondent Ethiraj as Respondents 3 to 5 and record herein 3 to 5  
respondents, namely, E.Ravindranath Tagore, E.Ramamoorthy,  
E.Ramadevi as legal heirs of the deceased S.G.Ethiraj in the above  
Second Appeal. For Appellants : Ms.P.Vidhya Shree For  
Ms.P.T.Ramadevi For Respondents : Mr.J.Sairam Mr.P.Jagadeesan ---

## **ORDER**

Ms.P.Vidhya Shree, representing Ms.P.T.Ramadevi, Counsel on record for the  
Petitioners and Mr.J.Sairam, representing Mr.P.Jagadeesan, Counsel on record  
for the Respondent No.1 are before the Court.

2. Mr.J.Sairam, representing Mr.P.Jagadeesan, Counsel on record for the

Respondent No.1 in the main appeal takes notice on behalf of the Respondent  
No.1 in the Civil Miscellaneous Petition. 3.Heard both sides. 4.This Court has  
perused the affidavit filed in support of this petition. 5.The Respondent No.2 in the  
main appeal, namely, S.G.Ethiraj, passed away on July 3, 2022 leaving behind his  
wife, namely, Indirani (Respondent No.1) and two sons, namely, E.Ravindranath  
Tagore, E.Ramamoorthy and one daughter, namely, E.Ramadevi, as his legal  
heirs/legal representatives. 6.Notice sent to the Respondent Nos.3 to 5 returned  
with a postal endorsement as No Such Person. 7.Considering the nature of the  
petition, this Court is of the view that no notice is required for the Respondent  
Nos.3 to 5. Since the first respondent who is the mother of the Respondent Nos.3  
to 5 is already on record and contesting the Second Appeal. Hence, this Court is  
inclined to allow the Civil Miscellaneous Petition. 8.Accordingly, the Civil  
Miscellaneous Petition is allowed. Considering the facts and circumstances of the  
case, there shall be no order as to costs. 03.06.2026

MSM Note: Registry is directed to carry out necessary amendment in the main Second Appeal No.1596 of 1996 and list the matter on June 10, 2026.  
R.SAKTHIVEL, J MSM CMP.No.774 of 2023 in S.A.No.1596 of 1996 03.06.2026

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