

S.Kumar alias Sivakumar Vs G.David Ajay Kumar

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Court : Chennai

Decided On : Feb-27-2026

Judge : Honourable Mr.Justice P. Dhanabal

Appeal No. : A/1056/2026

Appellant : S.Kumar alias Sivakumar

Respondent : G.David Ajay Kumar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-02-2026

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL in CS NO. 109 OF 2025

1. S.Kumar alias Sivakumar 57 years, S/o.P.Sakthi No.22, JC Layout HUrumanu, Bangalor-560113 Applicant(s) Vs

1. G.David Ajay Kumar Plot No.77, Ganesh Residency, Street No.8, Sneha Nagar Colony, Secunderabad 500 007. Respondent(s) CS No. 109 of 2025

1. G.David Ajay Kumar and 5 others

Plot No.77, Ganesh Residency, Street No.8, Sneha Nagar Colony, Secunderabad 500 007. 2.P.David Christopher Q. No.3, Police Quarters, Palavanha Mandalam 507 115. 3.Samuel T Vallaimmalpuram, Santhanakulam, Thoothukudi 628 704. 4.Anandapaul A No.6(2) Throubathi Amman Kovil 1st Street, K Pudhur, Madurai North 625 007. 5.A.Lincoln Nagar, Post, Dharapuram, Tiruppur 6.Ayyala Danam 1-2-335/2 Rehmath Nagar, Kazipet, Hanamkonda, Warangal 506 001. Plaintiff(s) Vs

1. The Church of South India

2.Church of South India Trust Association a registered company represented by its Directors, CSI Synod Secretariat CSI Centre, No.5, Whites Road, Royapettah, Chennai 600 014

3.K.Reuben Mark CSI Synod Secretariat, CSI Centre, No.5, Whites Road, Royapettah, Chennai 600 014. 4.C.Fernandas Rathina Raja CSI Synod Secretariat, CSI Centre, No.5, Whites Road, Royapettah, Chennai 600 014. 5.Vimal Sukumar CSI Synod Secretariat, CSI Centre, No.5, Whites Road, Royapettah, Chennai 600 014. 6.Rev.Dr.R.Rajastalin S/o.Raja Mani, aged about 47 years, CSI Church Compound, East Gate Madurai, Tamil Nadu-625001

7.Rev.J.Stalin Prabhakar S/o.A.John Asservathan, aged about 39 years, 18, Aranmanai Street, Vadakarai, Periyakulam, Theni, Tamil Nadu-625601

8.Rev.J.C.Ravichandran S/o.L.J.Chandradoss, aged about 67 years, 5/9/21, 3rd cross street, RTO office Road, Indira Nagar, Uthamapalayam, Theni, Tamil Nadu-625533 9.B.Dhamodharan Ganiah S/o.A.Barnes, 4/178, Alagarsamy puram, Vadakarai, Periyakulam Theni, Tamil Nadu-625601 10.N.Sam Jeyapaul S/o.Nalliah, aged about 71 years, 21, Mettu street, Aruppukottai Velaithapuram, Virudhungan, Tamil Nadu-626101 11.Rev.C.Jacob Wincilin S/o.S.Chellam, aged about 41 years, No.53, Dhara Villa, CSI Parsonage, Carpon Hall School Campus Madurai South, Madurai, Tamil Nadu-625016

12.Nelson Chelladurai S/o.Chelladurai, aged about 67 years, Nadu-623501

13.M.Arul Jeevaraj Desing S/o.J.E.Mangaladurai, aged about 65 years, 126, CSI Compound, Paramakudi Ramnad, Tamil Nadu-623707 14.Rev.A.Devendra Kumar S/o.K.Anthony, CSI Hosanna Church, VOC Street, Near Indian Bank,

Singampunari, Sivagangai, Tamil nadu-630502

15.Rev.J.Kuttimani S/o.Mr.V.Jeyapaul, CSI Christ Near Office Nilakottai, Dindigul, Tamil Nadu-624208 (Defendants 6-15 impleaded as per order dated 30.10.2025 in A.No.3845/2025 and time extended as per order dated 04.11.2025 in C.S.No.109/2025)

16.Edward Johnson S/o.Victor Dharmaraj, No.15/7, Morrison Second Street, Alandur, Kanchipuram Dist-600016 17.Charles Sundar Singh.W S/o.Wesley, No.2, Amani Vasam Thottam, Thirukazhakundram, Kanchipuram-631009 18.D.Joshua Devapriyan S/o.Devapriyan, Flat 1G, Triton Block, Marutham Neptune Apartments, 51, NT.Patel Road, Nerkundram, Chennai-600107

19.E.Prabakar Sathya Singh S/o.Ebinesar, No.51/1, Thulukanathamman Koil Street, Athimanam, Kallpiranpuram, Kanchipuram-603308 20.A.Sugirthajaj S/o.Anand Raj, No.2/115, Sathyavedu Road, Madharpakkam, Tiruvallur-601202

21.P.Ebenezer S/o.Paramanandam, Paramanandha Kudil No.10, 8th street, SRP Colony, Peravallur, Jawahar Nagar, Chennai-600082 22.A.Rathinaswamy S/o.Arumugam, No.203, NM Road, Avadi Camp, Tiruvallur-600054 23.Devapriyan S/o.Gnanasekaran, No.246, 6th Street, Doss Nagar, Kannigapuram, Perambur Barracks Road, Chennai-600012 24.D.Wesley Daniel S/o.David, No.14 Street, Old Venkatesapuram, Perambur Barracks Road, Chennai-600012

25.C.Samuel Jebakumar S/o.Chelladurai, No.7/145, Kamlammal Street SVM Nagar, Vyasarpadi, Ch-39 (Defendants 16- 25 impleaded as per order dated 30.10.2025 in A.No.3851/2025 and time extended as per order dated 04.11.2025 in C.S.No.109/2025)

26.S.Kumar alias Sivakumar 57 years, S/o.P.Sakthi No.22, JC Layout HUrumanu, Bangalor-560113 27.Roshan.J 32 years, S/o.W.S.Jagajyothi No.115, Ground Floor, Lakshmi Valli Nilaya, Jayanagar Housing Board, Turakalli, Bangalore-560061 28.Joshua.A 23 years, S/o.Anthony.S, No.298, 4th Main 10th Cross, Vibhuthipura, Marthahalli Post, Bnagalor-560037 29.S.R.Esha 48 years, S/o.Late.Raju.B, No.102, Ground Floor, Devi Abhaya Apartment, Balaji Layout

Uttarahalli, Bangalore-560061

30.Bhaskara.B 42 years, S/o.D.R.Blarathna, No.102, Hosanna 4th Cross Venkatteswara Layout, J.P.Nagar, 8th Phase, Bangalore-560076 (Defendants 26-30 impleaded as per order dated 30.10.2025 in A.No.3776/2025 and time extended as per order dated 04.11.2025 in C.S.No.109/2025) 31.Denil Thomas Aryadya Bhacan, Karunagally(PO) Ezukon, Kollam-691505 32.Stanly John Plavila Veedu, Avaneeswaram PO, Kollam, Kerala-691508 33.Kunjumon.P Pulipara Charuvilla Veedu, Alakuzhy , kura(PO) Chengamanadu, Kollam, Kerala-691557 34.Rev.Sanilraj Simon Kunnuvila Veedu, Managalaouram, Thonnakkal PO Thiruvananthapuram, Kerala-695317 35.Rev.Albin Rose M.Wilson Rose House, Chenkulam PO, Oyoor, Kollam Dist.Kerala-691510 36.Shajimon.S Alakunnam Pallivilaveedu, Peyad PO, Villapil, Kollam (Defendants 31- 36 impleaded as per order dated 30.10.2025 in A.No.5335/2025 and time extended as per order dated 04.11.2025 in C.S.No.109/2025) Defendant(s) For Respondent:

ORDER

This application is filed by the applicant to condone the delay of 24 days in representation of the adoption memo of the defendants 26 to 30 in D.No.47555 of 2025.

2. The learned counsel appearing for the respondents objected that

they have not received copy but the petitioner counsel stated that already copy was served and it is the practice of this Court that only after serving the copies of the petition to the other side, Registry would number the case and therefore learned counsel for the applicant strongly denied the allegations of the respondents counsel.

3. As far as delay in representation is concerned, it is the matter between the court and the petitioner and the respondents have no role to object, therefore, the objections of the respondents counsel have no merits.

4. Considering the reasons stated in the affidavit and considering the number of days delay in representation of the adoption memo of defendants 26 to 30, this

application is allowed.

5. Accordingly, this application is allowed and the delay of 24 days in representing the adoption memo of defendants 26 to 30 in D.No.47555 of 2025, is hereby condoned.

6. Registry is directed to number D.No.47555 of 2025 if it is otherwise in order.
27.02.2026 mtl P. DHANABAL, J., mtl 27.02.2026

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