



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-09-2026

CORAM

THE HON'BLE MRS.JUSTICE K. GOVINDARAJAN THILAKAVADI

O.A.No. 1026 of 2026

in

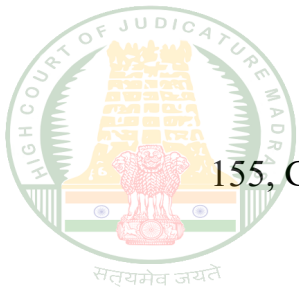
C.S.No. 217 of 2026

K. Mahaavir Chordia
S/o.Mr.S.Krishna Chand Chordia,
Having office at No.18, Ramanuja Iyer Street,
Sowcarpet, Chennai-600 001.

..Applicant / Plaintiff

Vs

1. The Research Foundation for Jainology
Rep by its General Secretary,
Having office at No.18, Ramanuja Iyer Street,
Sowcarpet, Chennai-600001
2. Mr.Padam Kumar Tatia
General Secretary,
The Research Foundation for Jainology,
No.18, Ritherdon Road,
Vepery, Chennai-600 007
3. Mr.Kailashmull Dugar
President,
The Research Foundation for Jainology
No.14, Deivasigamani Street,
Royapettah, Chennai-600 014.
4. N.Sugal Chand Jain
Vice President
The Research Foundation for Jainology
No.961, Poonamallee High Road,
Egmore, Chennai-600 008
5. Mr.F.C.Jain
Treasurer,
The Research Foundation for Jainology
B-1, Gajal Apartments



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155, Greams Road, Chennai-600006

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Order QR

..Respondents /
Defendants

PRAYER in O.A.No.1026 of 2026: This Original Application filed under Order XIV Rule 8 of O.S.Rules read with Under Order XXXIX Rule 1 and 2 of C.P.C, praying to pass an order of ad-interim injunction restraining the respondents/defendants or their men, agents, servants or any person claiming through them from conducting the Annual General Body meeting schedule to be held on 29.09.2026 at 3 P.M. at Hotel Palm Grove, Kodambakkam, High Road, Chennai – 600 034 pending disposal of the above suit.

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For Applicant(s) in both applications: Mr.R.Viduthalai, Senior Advocate
for M/s.P.Senthil Kumar

This Original application has been filed seeking an order of ad-interim injunction restraining the respondents from conducting the Annual General Body Meeting of the 1st respondent Society scheduled to be held on 29.09.2026. pursuant to the notice dated 02.09.2026.

2.The applicant is stated to be a hereditary member of the first respondent Society and claims to have been participating in its affairs and General Body Meetings since the year 1989. The grievance of the applicant is principally that,



though the notice is dated 02.09.2026, it was actually despatched only on 15.09.2026 and received by the applicant on 16.09.2026. According to the applicant, such notice does not satisfy the requirement of 21 clear days' contemplated under Section 26 of the Tamil Nadu Societies Registration Act, 1975, Rule 25 (1) of the Rules and Clause 17 of the Bye-laws. The respondents, however, seek to proceed with the Annual General Body Meeting as scheduled.

3. Heard and records perused.

4. At this stage, this Court is not inclined to completely prohibit the conduct of the Annual General Body Meeting. An Annual General Body Meeting is a statutory requirement of a registered Society and the affairs of the Society cannot be kept in suspension indefinitely on account of an interlocutory dispute raised by one member of the Society. The objections regarding the period of notice requires consideration. The applicant has produced material indicating that the notice was received by him only on 16.09.2026 leaving less than 21 days before the date fixed for the meeting. Whether the requirement of notice has been otherwise complied with in respect of all members and the effect thereof on the validity of the meeting are matters which require a full examination after the respondents place their records before this Court.

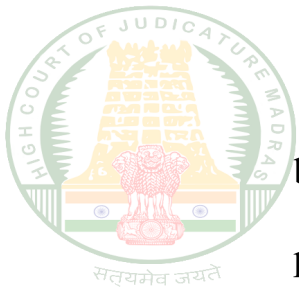
5. In these circumstances, a complete restrained on the meeting is not



considered necessary at this stage. The interest of justice would be adequately protected by permitting the meeting to be conducted subject to appropriate safeguards, without permitting any irreversible action being taken pursuant to the resolutions which may be passed therein.

6. Accordingly, the Annual General Body Meeting scheduled to be held on 29.09.2026 may be conducted subject to the following conditions:

- i. The meeting shall be conducted strictly in accordance with the Tamil Nadu Societies Registration Act, 1975, the Rules framed thereunder and the registered Bye-laws of the 1st respondent Society.
- ii. All members including the applicant shall participate in the meeting, raise objection, make submissions and vote on all matters.
- iii. The proceedings of the meeting shall be properly recorded and minutes shall be prepared in accordance with the Bye-laws. The attendance register, notice, agenda, minutes and resolutions passed at the meeting shall be preserved in the original form.
- iv. In respect of every agenda item, the member shall be permitted a reasonable opportunity to seek clarification and place their views before the General Body before the item is put to vote.
- v. Insofar as any agenda concerns the proposed purchase, sale, acquisition, alienation, encumbrance or other transaction relating to the property or substantial assets of the Society, the respondents shall place



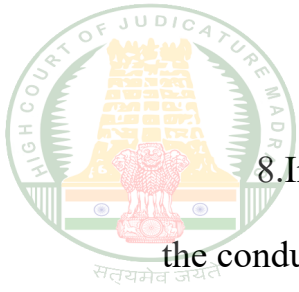
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before the General Body the relevant agreement, title documents, particulars of considerations or payment, authorisation, resolutions and other material documents available with the Society concerning such transaction.

vi. Any resolution passed in respect of such property transaction shall be recorded separately and shall be subject to the result of the present proceedings.

vii. The questions as to the validity of the notice dated 02.09.2026 the computation of the 21 day period, the validity and duration of the tenure of the present office bearers and the legal effect of any resolution passed at the meeting are expressly left open for adjudication in the present proceedings.

7. It is made clear that the permission granted herein to conduct the meeting shall not be construed as a finding by this Court that the notice dated 02.09.2026 satisfies the statutory requirement of 21 days' notice or that the present office bearers are continuing in office for a legally valid term. Those issues are left open. The respondents shall ensure that the meeting is conducted peacefully and strictly in accordance with the applicable statutory provisions and Bye-laws, without preventing the applicant or any other eligible member from exercising his or her lawful rights.



8. In view of the above safeguards, the prayer for completely restraining the conduct of the Annual General Body Meeting is not granted at this stage.

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

vsn

Note : Issue order copy on 24.09.2026



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K.GOVINDARAJAN THILAKAVADI J.

vsn

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