



**A.No.2715 of 2023**  
**in C.S.No.535 of 2019**

WEB COPY **K.KUMARESH BABU, J.**

This application has been filed to implead the defendants 9 to 11 in C.S.No.535 of 2019.

2.Learned counsel for the applicant would submit that the proposed 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup> respondents, who are the alleged mortgagees/purchasers of the property mortgaged by the second respondent.

3.The said application has been vehemently opposed to by the learned Senior Counsel appearing for the defendants 1 to 3 by relying upon the Sale Deed under which the Members of Applicant's Association claims title. He would submit that the property that had been purchased by the eleventh defendant do not form part of the property that had been sold to the Members of Applicant's Association but however, the same is refuted by the learned counsel appearing for the plaintiff and also submit that there in an ingress through which seriously affect the rights of the Members of the Applicant's Association.

4.Since the learned counsel appearing for the plaintiff would seriously dispute that is used only one ingress & egress to the property and most of the ingress has been blocked due to the sale to the proposed eleventh defendant.

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**K.KUMARESH BABU, J.**

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5. Without entering into the dispute, I propose to appoint Mr.R.Aashish Jaangda, Advocate (Mobile No.9176696645) as an Advocate Commissioner who shall visit the property at Regal Palm Garden Apt. at No.383, Velachery Tambaram Road, Velachery, Chennai – 600 042 and cause an inspection of the available ingress & egress of the said apartment.

6. Learned Advocate Commissioner shall not wait for the warrant to be issued by this Court, he shall proceed to inspect the aforesaid property either by today or tomorrow and submit a report to this Court on 30.06.2023.

7. Learned Advocate Commissioner shall be entitled to initial remuneration of Rs.30,000/-.

**27.06.2023**

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*Note: Issue order copy on 27.06.2023*

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