

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.06.2015

CORAM:

THE HONOURABLE MR. SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
THE HONOURABLE MR. JUSTICE T.S. SIVAGNANAM

Original Side Appeal No. 369 of 2010

1. Smt. Prem Kumbhat
2. Smt. Shakunthala Kumbhat
3. Smt. Pushpa Kumbhat
4. Smt. Kesar Kumbhat
5. Smt. Madhu Kumbhat
all represented by their Power Agent
Mr. Shanthi Kumbhat

...Appellants/Defendants/
Respondents

vs.

Vijay Nahar, Proprietor
M/s. Overseas Incorporation
Flat No.6A & 6B, Vandana Towers
No.26, Haddows Road
Chennai 600 006.

...Respondent/Applicant/
Plaintiff

Prayer: Original Side Appeal filed under Order 36, Rule 9 of Original Side Rules read with Clause 15 of the Letters Patent, to set aside the order and decree dated 13.09.2010 passed by the learned Single Judge, in Application No. 154 of 2009 in C.S. No.377 of 2006 on the file of this Court.

For Appellants : Ms. J.B. Abitha Banu

For Respondent : Mr. R. Parthasarathy

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J U D G M E N T
(Delivered by The Hon'ble The Chief Justice)

After making some arguments, learned counsel for the appellants seeks to withdraw the appeal. She has also made an endorsement to that effect.

2. The appeal is dismissed as withdrawn. However, since the impugned order has not been complied with by the appellants, at request of the learned counsel for the appellants, last opportunity is granted to comply with the impugned order by making five equal monthly deposits of the amount, the first such deposit is to be made on or before 30th June, 2015 and the successive monthly deposit accordingly before the end of each month. No costs.

Sd/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

ATR

To

The Sub Assistant Registrar,
High Court, Madras.

1 CC to M/s. Satish Parasaran, Advocate SR.No. 27660

O.S.A. No. 369 of 2010

UG (CO)
PSI (19.06.2015)

सत्यमेव जयते

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