

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.09.2016

CORAM :

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

O.S.A. Nos.80 to 82 of 1994

N.Sathianathan & Sons (P) Ltd.
Rep. By its Managing Director,
K.Manikyaraja Ballal,
'Hotel Palmgrove', Kodambakkam
High Road, Madras 600 034.

.. Appellant in all OSAs.

-VS-

1.N.Swaminathan (Deceased)
2.E.V.Swaminathan
3.Alfred Swaminathan
4.Sukumar Swaminathan
(RR2 to 4 brought on record as LRs.
Of deceased R-1 (in OSA.80/1994)
and R-4 (in OSA.81/1994) vide order
of Court dt.23.6.2011 made in Memo
dt.16.6.2011 in USSR No.3067/2011)

.. Respondents 1 to 4 in
OSA.80/1994 and 4 to 7
in OSA.81/1994

1.Asa John Divianathan
2.Susanna Rani Sekar
3.Rajkumari David

.. Respondents 1 to 3 in
OSA.82/1994

Appeals filed under Order XXXVI Rule 11 of O.S. Rules read with
Clause 15 of the Letters Patent against the common order and decretal
order dated 09.02.1994 made in Application No.2058 of 1991, 3217
of 1991 and 2057 of 1991 in C.S.No.600 of 1979 on the file of original

side of this Court.

For Appellant	:	Mr.V.S.Subramanyan
For Respondents in all appeals	:	Mr.T.V.Ramanujam, Sr.C. For Mr.K.Kuppusamy

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J U D G M E N T

(Judgment of the Court was delivered by The Hon'ble Chief Justice)

There is no question of now the payment being refunded to the appellant which is lying deposited for decades, as the appeal filed against the decretal order itself would be considered and decided.

2.Original Side Appeals, thus, stand disposed of. No costs.

(S.K.K., C.J.) (R.M.D., J.)
19.09.2016

Index : Yes/No
Website : Yes/No

sra

To

The Sub Assistant Registrar
Original Side, Madras High Court,
Chennai.

The Hon'ble Chief Justice
and
R.Mahadevan, J.

(sra)

O.S.A.Nos.80 to 82 of 1994

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