

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.09.2016

CORAM

THE HON'BLE MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
and
THE HON'BLE MR. JUSTICE R.MAHADEVAN

O.S.A.No.230 of 2010

1.G.Bharathan
2.M.Satya Narayanan
3.N.Nagarajan .. Appellants

vs

1.Sathya Sai Mandali Trust,
rep. by its Managing Trustee M.L.Leela(*)
Office at 185, Anna Salai,
Madras-32.
(*) died on 20.6.1999. LR not added as
per order dt.22.7.99 on the Memo
(Amended as per order dt. 22.7.99 on Memo)
2.M.L.Ramakrishnan .. Respondents

Appeal filed under Order XXXVI, Rule 1 of Original Side
Rules read with Clause 15 of Letters Patent against the order
dated 29.09.2009 made in Application No.709 of 1995 in
C.S.No.858 of 1991.

For Appellant .. Mr.M.S.Subramanian

For Respondents .. No Appearance

JUDGMENT

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

The substance of the appeal is only that while permitting
impleadment of the appellants, pursuance whereto they have filed
the written statement, a formal order setting aside the earlier
order was not passed. This can hardly be the subject matter of
an appeal. In our view, the appellant ought to have moved the
learned Single Judge at the relevant time. Mere lapse of time

would not change anything and thus, the same course has to be followed even now.

2. We are thus close the appeal with liberty to the appellant to move the learned Single Judge. No costs.

Sd/-
Assistant Registrar(CS IV)

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Sub Assistant Registrar

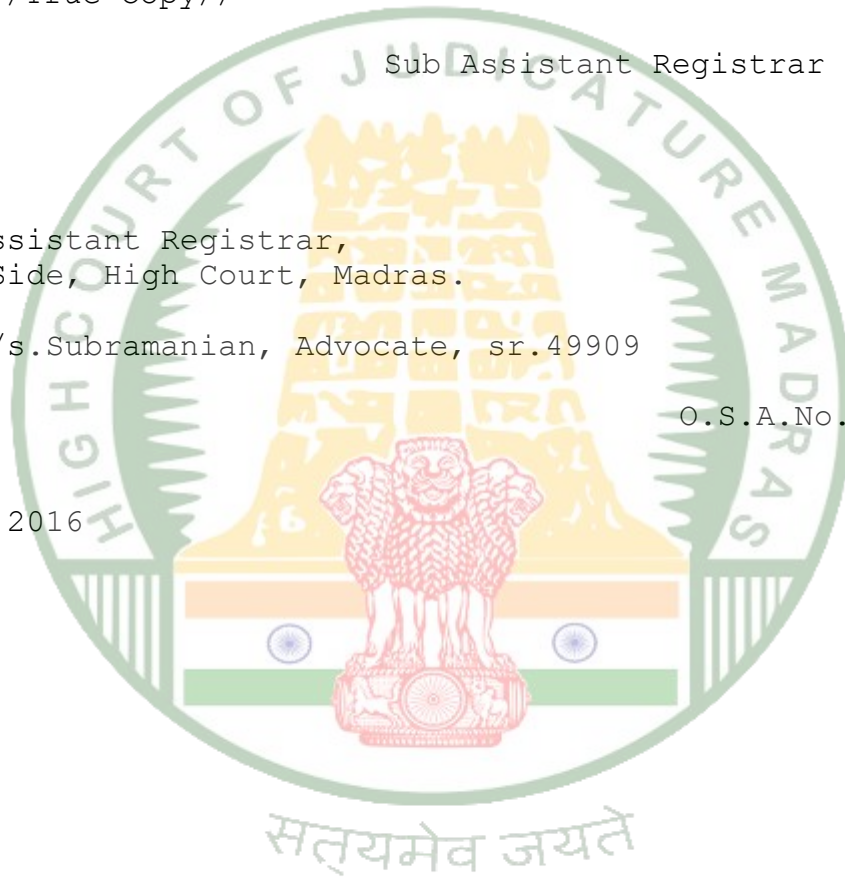
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To
The Sub Assistant Registrar,
Original Side, High Court, Madras.

1 cc to M/s.Subramanian, Advocate, sr.49909

O.S.A.No.230 of 2010

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