

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Civil Appellate Jurisdiction)

Thursday, the Second day of February Two Thousand Seventeen

PRESENT

THE HON`BLE MR JUSTICE R. SUBRAMANIAN

CMP NO.1336 OF 2017

IN AS.541/2006

STATE BANK OF INDIA,
CITY BRANCH, REGIONAL OFFICE STATE
BANK ROAD, COIMBATORE-18

[PETITIONER]

Vs

1 ARUNA EXPORTS
REP.BY PARTNER C.R.JAIKUMAR, 45,
OPPANAKARA STREET, COIMBATORE-1

[RESPONDENTS]

2 M/S.CONTINENTAL EXPORTS
(P)LTD., BANESHWAR, KATHMANDU, NEPAL

3 M/S.BINITTA FASHION IND (P)
LTD., OLD BANESHWAR,
KATHMANDU, NEPAL

4 CLASSIC CASUAL (P) LTD
OLD BANESHWAR, KATHMANDU, NEPAL

5 PRAKASH TRANSPORT
D.NO.17, NEW C.I.T.ROAD, CALCUTTA 700 073

6 PRAKASH TRANSPORT
MOOSIKIRANAL STREET,
INDIRA NAGAR, ERODE

7 RASHTRIYA BANJAYA BANK LTD.
MAIN BRANCH OFFICE NEW ROAD,
KATTHMANDU, NEPAL

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to order service by an on respondents 2,3,4, and 7 by an advertisement in a news paper circulating the Nepal in the interest of Justice, and pass such further order or orders in CMP.1336/17 in AS.NO.54/2006.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.K.SANKARAN, Advocate for the petitioner and of Mr.B.RAMAMOORTHY AND G.VIVEKANAND, Advocate for the 1st respondent and Mr.K.THANGAPANDI, Advocate for the 5 & 6 respondent the court made the following order:-

This application has been filed to seeking substituted service on respondents 2,3,4 and 7 in the appeal.

2.A perusal of the records shows that the respondents 2,3,4 and 7 have remained ex-parte before the trial Court. Hence notice to them in the appeal is dispensed with in terms of order XLI Rule 14[1] C.P.C., this application is dismissed as unnecessary.

3.Registry is directed to print the names of Mr.B.Ramamoorthy, & G.Vivekanand, learned counsel for 1st respondent, and Mr.K.Thangapandi, learned counsel for 5th and 6th respondents and post the appeal for final hearing on 14.02.2017.

-sd/-
02/02/2017
/ TRUE COPY /

Sub-Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

THE I ADDITIONAL DISTRICT JUDGE, COIMBATORE.

C.C. to M/S.K.SANKARAN Advocate on payment of necessary charges

The Government Advocate, High Court, Madras - 104.

Order
in
CMP.1336/2017
in
AS.541/2006
Date :02/02/2017

From 26.2.2001 the Registry is issuing certified copies of the Interim Orders in this format
SDR 07.02.2017