

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY THE 12TH DAY OF JULY 2017.

THE HON'BLE MR.JUSTICE C.V.KARTHIKEYAN

A.NO.3648 OF 2017

IN

C.S.No.76 of 2009

Beena Kosaraju,
W/o. Rajeswara Rao,
3/671, Baywatch Boulevard,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

...Plaintiff

-vs-

1) Sarath Kakumanu,
63, Bishops Gardens,
R.A.Puram,
Chennai-600 028.

2) K.S.Gita,
195, St.Mary's Road,
Alwarpet,
Chennai 600 018.

3) Sujini Kakumanu,
3/671, Baywatch Boulev,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

4) K.Ashwin Kakumanu,
S/o. K.Sudharshan,
3/671, Baywatch Boulev,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

...Defendants

A.NO.3648 OF 2017:

Sarath Kakumanu,
63, Bishops Gardens,
R.A.Puram,
Chennai-600 028.

-Vs-

Beena Kosaraju,
W/o. Rajeswara Rao,
3/671, Baywatch Boulevard,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

...1st Respondent/Plaintiff

2) K.S.Gita,
195, St.Mary's Road,
Alwarpet,
Chennai 600 018.

3) Sujini Kakumanu,
3/671, Baywatch Boulev,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

4) K.Ashwin Kakumanu,
S/o. K.Sudharshan,
3/671, Baywatch Boulev,
Thiruvalluvar Nagar,
Kottivakkam,
Chennai-600 041.

Application praying that this Hon'ble Court be pleased to condone the delay of 161 days in filling the application to set aside the preliminary decree dated 23.12.2016 passed in C.S.No 76 of 2009.

This Application coming on this day before this court for hearing the court made the following order:

This application is filed to condone the delay of 161 days in filing the application to set aside the preliminary decree dated 23.12.2016 passed in C.S.No.76 of 2009.

2. However, the learned counsel for the applicant has no grievance about the share allotted. The share allotted is 1/4. The learned counsel for the applicant has stated that the applicant was set ex-parte prior to passing of the preliminary

decree. The preliminary decree can be modified only after the ex-parte order is set aside.

3. Accordingly, this application is dismissed with a liberty to file necessary application to set aside the ex-parte order.

Sd/-C.V.K.J
12.07.2017

//Certified to be a true copy//

Dated this the th day of 2017.

EM/18.07.2017

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.