

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2017

CORAM

THE HON`BLE MR.JUSTICE N.SATHISH KUMAR

A.S.No.580 of 2008 & M.P.1 of 2008

M.Mahaveer Kitcha

.. Appellant/4th Defendant

vs.

1. G.Kothandan

..1st Respondent/Plaintiff

2. Kanthammal

3. Govindasamy

4. Shanthi

.. Respondents 2 to 4/
Defendants 1 to 3

Appeal filed under section 96 of Civil Procedure Code to set aside the judgment and decree dated 07.08.2007 passed by the Principal District and Sessions Judge, Tiruvallur and consequently dismiss the suit in O.S.No.8 of 2007 by allowing this appeal.

For Appellant : Mr.N.Ramesh

For Respondent : M/s.Prakash Goklaney for R1
M.Stanly Chellappa for R2 to R4

J U D G M E N T

The learned counsel for the appellant submitted that he is not having any instructions from the appellant. In this regard, he also sent a notice to the appellant through registered post. In spite of the same the appellant did not turn up. Today, also the learned counsel submitted that he has no instructions and produced a copy of the notice sent to the appellant and the returned cover stating that 'no such person'. In view of the same, this appeal is dismissed for non prosecution. Consequently, the connection petition is closed.

-s/d-

Assistant Registrar(CO)

True Copy

Sub-Assistant Registrar

vrc

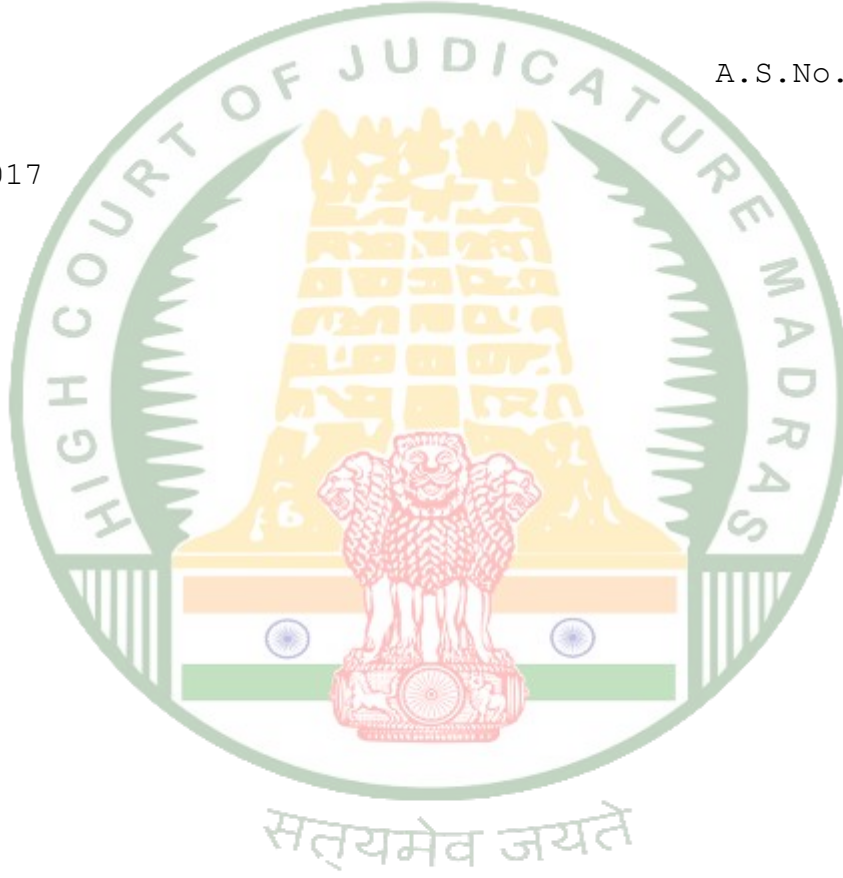
To

1.The Principal District and Sessions Judge,
Tiruvallur

2.The Section Officer
VR Section
High Court Madras

A.S.No.580 of 2008

gml (co)
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