

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.02.2017

CORAM

THE HONOURABLE MR.JUSTICE R. SUBRAMANIAN

A.S.No.1033 of 2001

K.Sivalingam

.. Appellant/Plaintiff

..Vs..

1.Sirpi @ Raja

2.R.Santhanagopal

3.Parvathi

4.Mariyayee

... Respondents/Defendants

Prayer: Appeal filed under Order 41 Rule 1 and Section 96 C.P.C., to set aside the decree and judgment dated 24.01.1994 made in O.S.No.563 of 1991 on the file of the Principal Sub-Court, Salem.

For Appellant : Mr.R.Aravind

For Respondents : No appearance

JUDGMENT

This appeal is of the year 2001 and it was transferred to this Court from the file of the District Court, Salem, to be heard along with A.S.No.386 of 1994.

2.It is now found that A.S.No.386 of 1994 has been dismissed by this Court on 25.07.2008 on merits. The respondents have not been served.

3.Mr.R.Aravind, who is appearing for the appellant, would submit that he has not entered appearance in the transferred appeal and his name is shown as counsel for the appellant, since he has filed the transfer application in this Court. However, no steps have been taken for service of notice on the respondents.

Therefore, the Appeal Suit is dismissed for default. There shall be no order as to costs.

sd/
Assistant Registrar (CS III)

/true copy/

Sub Assistant Registrar

kj

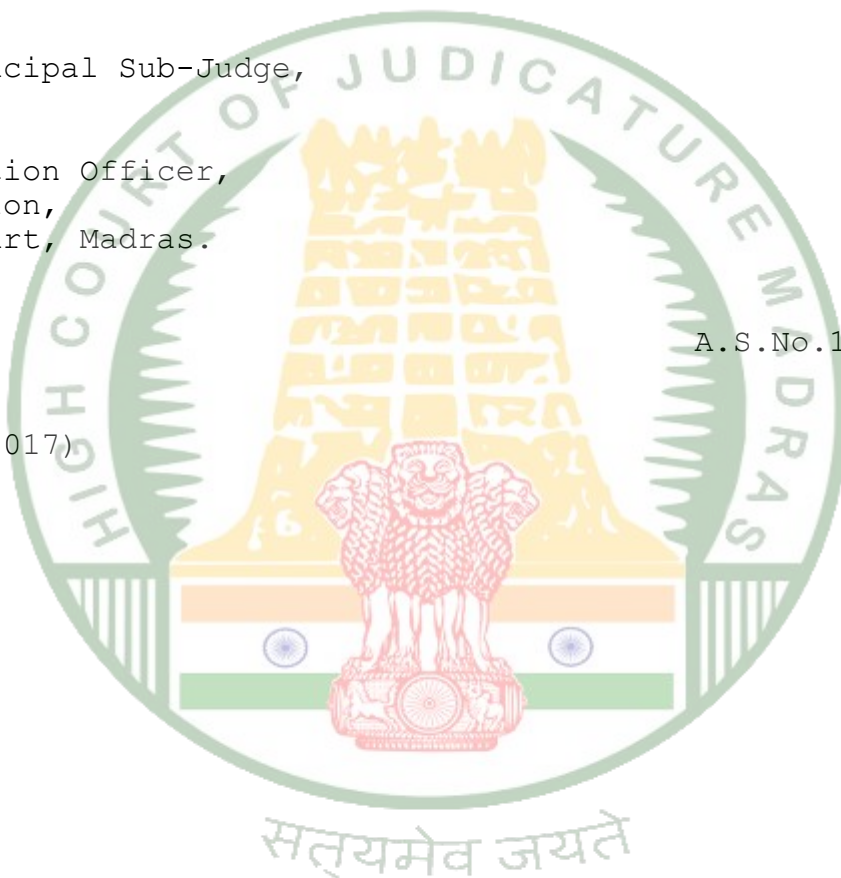
To

1.The Principal Sub-Judge,
Salem.

2.The Section Officer,
VR Section,
High Court, Madras.

A.S.No.1033 of 2001

VGI (CO)
GN(07/03/2017)



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