

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
and
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

O.S.A No. 303 of 2010

V.Kannaiah Raja (died)
K.Raja

...Appellant

-vs-

Pachaiyappa's Trust Board,
Pachaiyappan's College Compound,
Chetput, Chennai - 600 032.
Rep. by its Secretary.

...Respondent

(cause title accepted vide order dated
17.08.2010 made in M.P.No.1 of 2010
in O.S.A.SR.No.94823 of 2009)

Original Side Appeal filed Under Order XXXVI Rule 1 of O.S.
Rules r/w Clause 15 of the Letters Patent to set aside the
judgement and decree in C.S.No.1013 of 2005, dated 12.06.2009.
Civil Suit praying that this court be pleased to pass a
Judgment and Decree against the defendant for

a) Mandatory injunction directing the defendant to demolish
the building in the plaint schedule property and construct a new
building for the plaintiff and his family for their
accommodation.

b) Award the cost of Suit.

For Appellant : No appearance

For Respondent : Mr.K.V.Sundararajan

JUDGMENT

(Judgment of the Court was delivered by M.M.SUNDRESH, J.)

When the matter was listed on 05.12.2018, there was no
representation on behalf of the appellant. Therefore, the matter
was directed to be listed under the caption 'for dismissal' on
12.12.2018. Even today, there is no representation on behalf of

the appellant. Therefore, the Original Side Appeal is dismissed for non-prosecution. No costs.

mmi

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

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

+1cc to Mr.K.V.Sundararajan, Advocate, S.R.No.86396

O.S.A.No.303 of 2010

EV(CO)
KAK(22/01/2019)



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