

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 17TH DAY OF DECEMBER 2018

THE HON'BLE MR. JUSTICE R.SURESH KUMAR

A.No.7835 of 2018
in
C.S.No.109 of 1993

1.J.Ashok Galada

2.Bidambai Galada

3.Shanti Devi Galada

All are residing at
No.11, Perianaickarenpet Street,
Madras - 79

...Plaintiffs

VS

1.Lalitha Sivaraj

2.M.S.Sivaraj (deceased)

3.Suresh (Alias) Sureshwaran

Defendants 1 to 3 are at
No.43, Aremenien Street,
Madras - 1

4.*Usha Chidambarm

residing at

No.2584 Ruky Road,

APT 101 Mississ Anger

Ontario, Canada - L5B4B4

(*4th defendant brought on record as LR of deceased second
defendant by order dated 07.06.2012 passed in Appln.No.5
of 2009)

5.Uma Lokeshwaran

D/o.Late M.S.Sivaraj

1029, Hyannis Street

Plana TX 75094, USA

6.Rathi Suresh

D/o.Late M.S.Sivaraj
8433, South Side Blvd Apt.503
Jacksonville, Florida -32256

(Defendants 5 & 6 are impleaded
as legal heirs of deceased
M.S.Sivaraj, as per order
dated 16.03.2018 passed in
Appln. No.6033 of 2014.

7.Mr.M.Abdullah
S/o.of K.P.M.Muthuvappa
No.10, Veerasamy Street
Purasawalkam, Chennai 600 007.

.... Defendants

(Impleaded 7th defendant as per
Order dated 30.10.2015 passed in
Appln. No.4836 of 2015 and order
Extended by order dated 16.03.2018.

A.No.7835 of 2018:

1.J.Ashok Galada

2.Bidambai Galada

3.Shanti Devi Galada

All are residing at
No.11, Perianaickarenpet Street,
Madras - 79

...Applicants/Plaintiffs

-Vs-

1.Uma Lokeswaran
D/o.Late M.S.Sivaraj
1029, Hyannis Street
Plana TX 75094, USA

2.Rathi Suresh
D/o.Late M.S.Sivaraj
8433, South Side Blvd Apt.503
Jacksonville, Florida -32256

...Respondents/Defendants 5 &6

Application praying that this Hon'ble Court be pleased
to order Substituted Service of the respondents/defendants 5

and 6 by publication in one issue of English Newspaper in USA edition in CS.No.109 of 1993.

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

This application has been filed to permit the applicants / plaintiffs to take substituted service to serve the respondents / defendants 5 and 6 by paper publication in one English newspaper in USA edition in the suit.

2. Already order has been given to take substituted service. Pursuant to which, paper publication by way of substituted service has already been effected in USA newspaper and proof to that effect has been filed by the learned counsel for the plaintiff, according to which, it was published in the newspaper of Jacksonville Daily Record, which was published on 01.11.2018.

3. Pursuant to the said substituted service having been effected, the name and full address of the 5th and 6th respondents / defendants have been shown in the cause list today. However when the case is called today, no one is appearing. Hence, both the 5th and 6th respondents / defendants are called absent and set exparte.

In view of the above, this application is closed.

Sd./- R.S.K.J.

17.12.2018

//Certified to be a true copy//

Dated this the day of 2018.

DL/18.12.2018

COURT OFFICER

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