

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.02.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice C.SARAVANAN

A.S.No.510 of 2013
and
M.P.No.1 of 2013

1.Vasantha
2.V.Kamalakannan ... Appellants / Defendants

Vs

Arulmighu Arunachaleswarar
Devasthanam rep. by its
Joint Commissioner/Executive
Officer, Tiruvannamalai... Respondent / Plaintiff

Appeal preferred under Section 96 C.P.C. against the
judgment and decree dated 21.09.2012 made in O.S.No.40 of 2009
on the file of the Principal District and Sessions Judge,
Tiruvannamalai.

For Appellants ... Mr.S.Sasikumar

For Respondents ... No appearance

JUDGMENT

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

This appeal is preferred against the judgment and decree
dated 21.09.2012 made in O.S.No.40 of 2009 on the file of the
Principal District and Sessions Judge, Tiruvannamalai.

2.Though the matter is pending for nearly six years, neither
notice has been served on the respondent nor the counsel for the
appellants has got instructions. It is submitted by the learned
counsel for the appellants that the communications sent by him,
have not been responded by the appellants.

3.In such view of the matter, we are not inclined to keep the appeal pending any longer. Accordingly, the appeal is dismissed for non-prosecution, however, with liberty to the appellants to file an appropriate petition for restoration, if so advised. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS-III)

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Sub Assistant Registrar

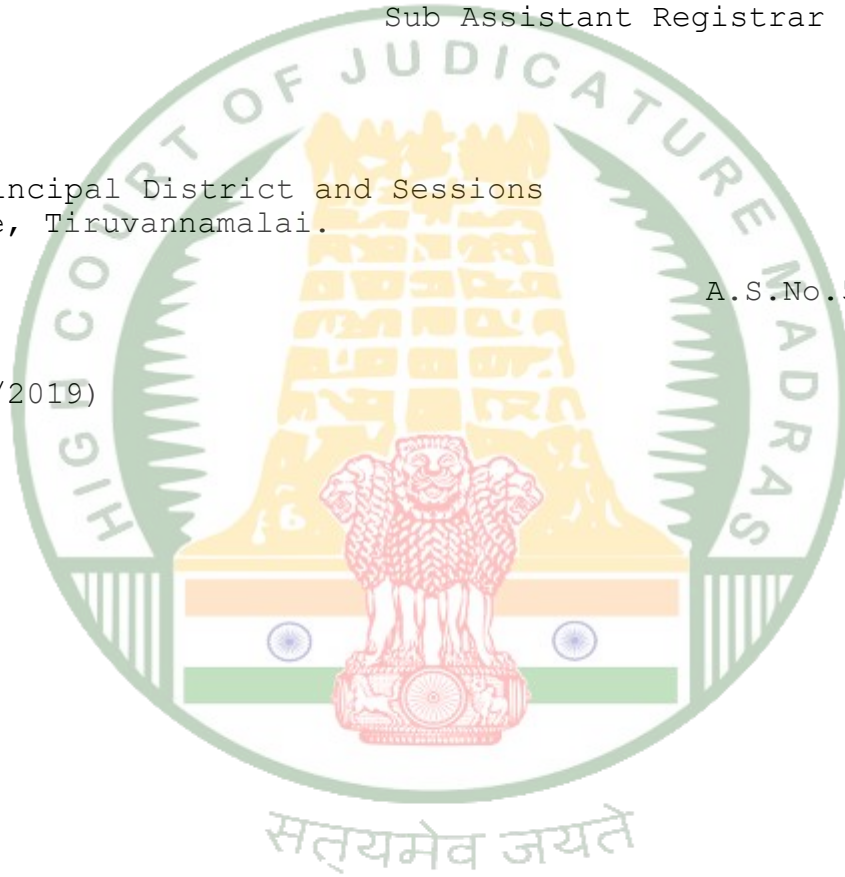
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To

1. The Principal District and Sessions
Judge, Tiruvannamalai.

A.S.No.510 of 2013

KS (CO)
SSM(06/03/2019)



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