

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.07.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAVINDRAN

A.S.No.880 of 2009
and
M.P.No.1 of 2015

The Commissioner and Head of the Department
HR&CE. Admn. Department
Nungambakkam High Road
Chennai

...Appellant

Vs.

1. P.K.Duraiswamy Mudaliar
2. K.Ulaganathan
3. T.D.Thiruvankadam
4. S.M.Selvaraj
5. State of Tamilnadu
represented by the District
Collector of Vellore District
Sathuvacheri, Vellore
6. Kaikkolar Samudaya Sangam
rep. by its Secretary, Parasuraman

...Respondents

Prayer: First Appeal filed under Section 70(2) of the H.R.&C.E.
Act 22 of 1959, against the judgment and decree passed in
O.S.No.373 of 1979 dated 11.09.2006 on the file of the
subordinate judge, Vellore.

For Appellant : No appearance

For Respondents : Mr.A.U.Ilango for R1 to R4 and R6.
Mr.N.Manikandan
Government Advocate (CS) for R5.

JUDGMENT

This matter was listed on 12.07.2019 and on that day, there
was no representation for the appellant, despite the matter
being called twice. On the appellant being called and remaining

absent, the Registry was directed to list the matter on 15.07.2019 under the caption "for dismissal".

2. Today, when the matter is called, there is no representation for the appellant. Appellant called absent. Counsel for the respondents present.

3. In the light of the above position, the first Appeal is dismissed for non prosecution with costs. Consequently, connected miscellaneous petition, is also dismissed.

MEMORANDUM OF COSTS

Respondent (	) Costs	Rs.P.
Stamp for Vakalatnama		10.00
Advocate's fee on rupees		203.00
Translation Printing Charges		Nil
----- Typing		
To be paid to the Respondent (	) -----	213.00
by the Appellant (	) -----	

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

bga

Copy to

1. Subordinate Court, Vellore.
2. State of Tamilnadu
represented by the District Collector of Vellore District
Sathuvacheri, Vellore
3. The Section Officer,
V.R.Section, High Court, Madras.

+1cc to Mr.A.U.Ilango, Advocate, S.R.No.59445

+1cc to the Government Pleader(HR & CE), S.R.No.60348

A.S.No.880 of 2009

SPD(CO)

CS/27/09/2019