

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 13TH DAY OF FEBRUARY 2019

THE HON'BLE MR. JUSTICE R.SURESH KUMAR

A.Nos.1123 and 1125 of 2019
in

C.S.No.924 of 1998

C.S.No.924 of 1998:

State Bank of India
Ambattur Industrial Estate
Ambattur, Chennai

...Plaintiff

Vs

1.M.Murugappan
Y-115, Anna Nagar, Chennai - 600 040

2.Punitha Murugappan alias
Punitha Ramanathan
Y-115, Anna Nagar, Chennai - 600 040

3.M.Gopalan,
Y-115, Anna Nagar, Chennai - 600 040

4.Kapaleeswarre Travels,
rep.by Sole Proprietor S.Kailas
carrying on business at Y-115, Anna Nagar,
Chennai - 600 040

5.G.Balasubramaniam
Y-115, Anna Nagar, Chennai - 600 040

6.M.Kannappan
No.3805, California,
United States of America

7.Thillaikkarasi Kannappan
No.3805 Leyburn Court,
80E Bakers Field Ca,
93311 California,
United States of America

8.V.Ramaswamy Chettiar
467 East, 47th Avenue
Vancouver B.C,
Canada, V5W2B3

9.Kalaiarasi Chettiar
467 East, 47th Avenue
Vancouver B.C.,
Canad, V5W2B3

10.Unnamalai Chettiar
476 East, 47th Avenue
Vancouver B.C.,
Canad, V5W2B3

11.Janaki Perichiappan
476 East, 47th Avenue
Vancouver B.C.,
Canad, V5W2B3

12.Valliammai Chettiar
476 East, 47th Avenue
Vancouver B.C.,
Canad, V5W2B3

13.R.M.Chinnammal
Y-115, Anna Nagar, Chennai - 40

..Defendants

A.No.1123 & 1125 of 2019:

1.M.Kannappan
S/o.M.K.Meyyappan
No.3805,Leyburn Court,
Bakers Field,
Ca.93311 California,
United States of America

2.Thillaikkarasi Kannappan
W/o.M.Kannappan
No.3805 Leyburn Court, Bakers Field
Ca.93311 California,
United States of America

...Applicants/Defendants 6 & 7

-Vs-

1.State Bank of India
 Ambattur Industrial Estate
 Represented by its Asst.General Manager
 Principal Officer, Mr.S.Sridharan
 Ambattur, Chennai -600 058.

...1st Respondent/Plaintiff

2.M.Murugappan
 S/o.Meyyappan

3.Punitha Murugappan alias
 Punitha Ramanathan
 W/o.M.Murugappan

4.M.Gopalan,
 S/o.M.Meyappan
 2 to 4 are residing at
 Y-115, Anna Nagar, Chennai - 600 040

5.Kapaleeswarre Travels,
 rep.by Sole Proprietor S.Kailas
 carrying on business at Y-115, Anna Nagar,
 Chennai - 600 040

6.G.Balasubramaniam
 Y-115, Anna Nagar, Chennai - 600 040

...Respondents-2 to 6/Defendants 1 to 5

7.V.Ramaswamy Chettiar
 467 East, 47th Avenue
 Vancuvery B.C.,
 Canada, V52283

8.Kalaiarasi Chettiar
 W/o.V.Ramaswamy Chettiar
 467 East, 47th Avenue
 Vancuvery B.C.,
 Canad, VSW283

9.Unnamalai Chettiar
 476 East, 47th Avenue
 Vancuvery B.C.,
 Canad, VSW283

10.Janaki Perichiappan
 476 East, 47th Avenue
 Vancuvery B.C., Canad, V5W283

11.Valliammai Chettiar
476 East, 47th Avenue
Vancouver B.C., Canad, VSW283

12.R.M.Chinnammal
Y-115, Anna Nagar, Chennai - 40

...Respondents 7 to 12/Defendants 8 to 13

A.No.1123 of 2019:

Application praying that this Hon'ble Court be pleased to condone the delay of 818 days in filing the Application to set aside the order dated 27.09.2016 setting the Applicants exparte in C.S.No.924 of 1998.

A.No.1125 of 2019:

Application praying that this Hon'ble Court be pleased to set aside the order dated 27.09.2016 setting the applicants ex-parte in C.S.No.924 of 1998.

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

The above applications have been filed to condone the delay of 818 days in filing the application to set aside the order dated 27.09.2016 and to set aside the applicants exparte in C.S.No.924 of 1998.

2. Only the learned counsel for the defendants who are the respondents in these applications are present and they do not have any objection for allowing the above applications. However, no counsel is appearing for the plaintiff/1st respondent.

3. Satisfying with the reason stated in the affidavit filed in support of the application for condoning the

delay and by taking into account the no objection of the contesting respondents/defendants, the delay is condoned, consequently, set aside the applicants exparte in C.S.No.924 of 1998 is also allowed.

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

13.02.2019

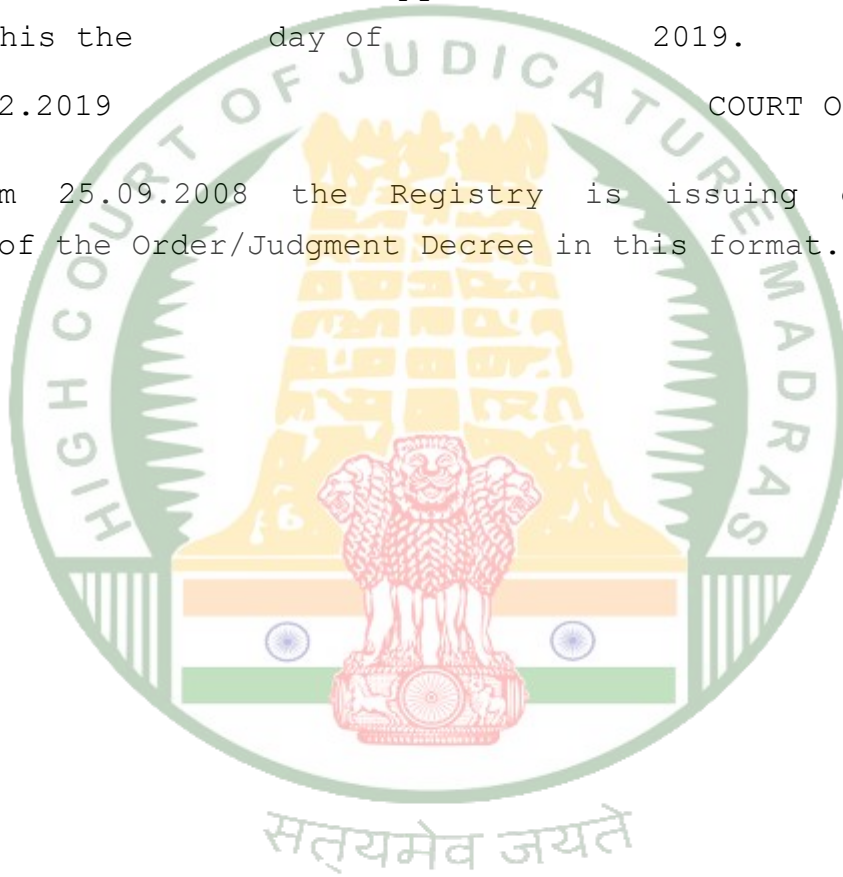
//Certified to be a true copy//

Dated this the day of 2019.

DL/20.02.2019

COURT OFFICER

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



WEB COPY