

IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Civil Appellate Jurisdiction )

Thursday, the Twelfth day of September Two Thousand Nineteen

PRESENT

THE HON`BLE MR JUSTICE R.SUBBIAH

and

THE HON`BLE MRS JUSTICE T.KRISHNAVALLI

CMP.No.11293 of 2018

in AS.No.432 of 2018

1 S.VENKATACHALAM

[ PETITIONER ]

2 V.VIGNESH

Vs

DURAI SAMY (DIED)

[ RESPONDENTS ]

1 CHANDRASEKARAN

2 KANNAMMAL

3 LOGALNAYAKI

4 AMIRTHAM

5 JAGANATHAN

6 SAMUTHRA LAKSHMI SPINNERS

(P) LTD. PER, BY ITS MANAGING DIRECTOR  
MR.S.VENKATACHALAM 80-F, M.P.MILL COMPOUND,  
KAMARAJ ROAD, TIRUPUR - 641 604.

7 S.KATHIRESAN

8 R.KRISHNAMOORTHY

R7 GIVENUP AS PER THE MEMO DATED 04.06.2018(SR 4164) AND VIDE  
COURT ORDER DATED 05.06.2018 MADE I CMP.2787/18 IN ASSR.93104/17  
(RPSJ & CSNJ)

Petition praying that in the circumstances stated therein and  
in the affidavit filed therewith the High Court will be pleased to  
stay the operation of he Judgment and Decree dated 18.10.2016  
passed in O.S.No.166/2006 (O.S.No.80/2007) on the file of the  
learned Additional District Judge - III, Dharapuram (in  
CMP.No.11293/2018) until disposal of the above AS.No.432/2018.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.N.MANOKARAN, Advocate for the 1 to 5 respondents and of petitioner not appearing either in person or by an advocate the court made the following order:-

[Order was delivered by **R. SUBBIAH, J**]

When the matter is taken up for hearing on 06.09.2019, there was no representation on behalf of the petitioner, and, hence the matter was adjourned to 09.09.2019. On 09.09.2019 when the matter is called, there was no representation for the petitioner. Hence, the matter was adjourned to 12.09.2019 and posted under the caption 'for dismissal'.

2. Even today, i.e 12.09.2019 when the matter was called, even though the petition is listed under the caption "for dismissal" there is no representation on behalf of the petitioner. Hence, the above Miscellaneous Petition is dismissed for non prosecution.

3. Post A.S.No.432 of 2019 on 18.09.2019 under the caption for "final disposal".

-sd/-

12/09/2019

/ TRUE COPY /

Sub-Assistant Registrar ( Statistics / C.S. )  
High Court, Madras - 600 104.

TO

1 THE ADDITIONAL DISTRICT JUDGE-III,  
DHARAPURAM.

C.C. to M/S.R.SURENDAR, Advocate on payment of necessary charges

C.C. to M/S.N.MANOKARAN, Advocate on payment of necessary charges

WEB COPY

Order  
in  
CMP.11293/2018

in  
AS.432/2018

Date :12/09/2019

From 26.2.2001 the Registry is issuing certified  
copies of the Interim Orders in this format  
KP(17/09/2019)