



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Civil Appellate Jurisdiction)

Friday, the Thirteenth day of September Two Thousand and Nineteen

WEB COPY

PRESENT

The Hon'ble Mrs. Justice J.NISHA BANU

CMP(MD). Nos.4058 to 4060 of 2019

in

SA(MD).No.1273 OF 2011

Ananthakrishnan ... Petitioner/Appellant IN ALL CASES

Vs

- 1 K.G.Rangasamy & Co., By its Partner K.G.Ramasamy
- 2 K.G.R.Silks by its Partner K.G.R.Sathyavathi Devi
- 3 Sekar & Co., by its Managing Partner K.G.Ramasami
- 4 Balaiyan
- 5 Rama Praba
- 6 Minor Giridharan

(R6 - Minor Rep.by His
Guardian and Mother Vasanthi) ... Respondents/Respondents

Prayer in CMP(MD).No.4058 :-

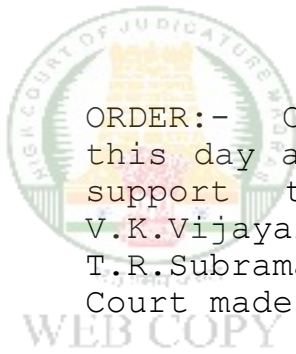
Civil Miscellaneous Petition is filed under Order 1 Rule 10 read with Section 151 of Civil Procedure Code, praying this Hon'ble Court to substitute the present partner of the 1st respondents firm K.G.R.Sekar, S/o.K.G.Ramasamy instead of its deceased partner K.G.Ramasamy, S/o.Govindasamy in the above appeal.

Prayer in CMP(MD).No.4059 :-

Civil Miscellaneous Petition is filed under Order 1 Rule 10 read with Section 151 of Civil Procedure Code, praying this Hon'ble Court to substitute the present partner of the 2nd respondent's firm K.G.R.Sekar, S/o.K.G.Ramasamy instead of its deceased partner K.G.Sathiyavathi Devi, D/o.Govindasamy in the above appeal.

Prayer in CMP(MD).No.4060 :-

Civil Miscellaneous Petition is filed under Order 1 Rule 10 read with Section 151 of Civil Procedure Code, praying this Hon'ble Court to substitute the present partner of the 3rd respondent's firm K.G.R.Sekar, S/o.K.G.Ramasamy instead of its deceased partner K.G.Sathyavathi Devi, D/o.Govindasamy in the above appeal.



ORDER:- Civil Miscellaneous Petitions are coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr. V.K.Vijayaraghavan, Advocate for the Petitioner and of Mr. T.R.Subramanian, Advocate for the 1st respondent (in all cases), this Court made the following order:

Heard.

2 These Petitions have been filed by the petitioner seeking to substitute the present partner of the firm of the respondents 1 to 3, K.G.R.Sekar, Instead of deceased partners K.G.Ramasamy and K.G.R.Sathyavathi Devi, in the above Second Appeal.

3 The learned counsel for the petitioner would submit that the learned counsel for the respondents 1 and 3 namely, K.G.Ramasami died on 28.12.2018 and the partner of the 2nd respondent's firm namely, K.G.R.Sathyavathi Devi died on 19.02.2019 and now the same are managed and represented by their son K.G.R.Sekar. Therefore, the present petitions have been filed of the above said relief.

4 Considering the reasons stated in the affidavits filed in support of the petitions and also considering the memo filed on the side of the respondents 1 to 3, these petitions are allowed as prayed for.

5 Registry is directed to carry out necessary amendments in the cause title and post the main second appeal for hearing on 15.10.2019.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar (CS)

+1cc to Mr.T.R.Subramanian, Advocate SR.No.13554

ORDER DATED : 13/09/2019

CD PURPOSE ONLY

CMP(MD). Nos.4058 to 4060 of 2019
in
SA(MD).No.1273 OF 2011

Giving direction and etc.
as stated within.

VB(05.11.2019) 2P 2C

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