

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.12.2020

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

A.S.No.692 of 2009

1.G.Rani
2.G.Bharathi
3.B.Sarasgandhi @ Mala
4.G.Hemagandhi

... Appellants

.Vs.

1. R.Rose
2. The Tamil Nadu Slum Clearance Board,
Rep. By its Chairman,
No.5, Kamarajar Salai, Chennai - 600 005.
3. Vijaragunathan
4. Corporation of Chennai,
Rep. By its Commissioner,
Ripon Buildings, Chennai - 600 003.
5. ICICI Bank Limited,
Mumbai Branch, Mumbai.

... Respondents

Appeal Suit filed under Section 96 of Civil Procedure Code against the judgment and decree passed by the learned VI Additional Judge, City Civil Court, Chennai on 24.09.2008 in O.S. No.6955 of 2006.

For Appellants : No appearance

For Respondents 1,4&5: No appearance
2: Mr.S.N.Narasimmalu
3: Mr.S.Thankasivam

J U D G M E N T

This appeal is filed against the judgment and decree passed by the learned VI Additional Judge, City Civil Court, Chennai on 24.09.2008 in O.S. No.6955 of 2006.

2. This Court by order dated 20.11.2020, directed the Registry to issue notice to the appellants returnable by 10.12.2020 as the counsel appearing for the appellants reported no instructions from the appellants. Pursuant to the order directing notice to the appellants, it appears that attempt has been made to serve notice on the appellants. Though the appellants 1,2 & 4 were available, they refused to receive notice. This Court is of the view that the appellants are adopting delaying tactics. It is not necessary for this Court to wait for the appellants, but can proceed on the basis of the earlier representation of the learned counsel for the appellants.

The Appeal Suit is dismissed for non prosecution. No costs.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

To

The VI Additional Judge, City Civil Court,
Chennai.

Copy to the Section Officer, VR Section,
High Court, Madras-104.

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