

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.03.2021

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

C.M.A.No.1337 of 2010

and

M.P.No.1 of 2010

The Employees' State Insurance
Corporation, rep.by its Regional Director,
143, Sterling Road, Nungambakkam,
Chennai - 600 034.

..Appellant

Vs.

M/s.Indo Italian Footware Co., Ltd.,
rep.by its Manager,
No.1, Milk Colony Road,
Madhavaram, Chennai - 6.

..Respondent

Prayer : Civil Miscellaneous Appeal filed under Section 82 of
the E.S.I.Act, against the order and decretal order in
EIOP.No.73/2001 dated 16.04.2008 on the file of the Employees
State Insurance Court (Principal Labour Court), Chennai.

For Appellant : M/s.S.Jayakumari

For Respondent : Not ready in notice

J U D G M E N T

This Court admitted the appeal on 09.06.2010 and ordering
notice to the respondents.

2. The matter was listed for hearings on 29.11.2019,
03.03.2020, ordering private notice to the respondents. Once
again on 26.02.2021, the matter was listed and this Court
permitted the appellant to take Private notice to the
respondents through Registered Post or through E-mail or
through any other electronic modes of communication and for
the past about 11 years, notice has not been served to the
respondents, even opportunities were given by this Court to
serve notice privately.

3. The appellant has not served notice to the
respondents. Private Notice was returned with an endorsement
that 'No such Person'. Thus, this Court is not inclined to
keep the appeal pending any further.

4. Accordingly, the Civil Miscellaneous Appeal in C.M.A.No.1337 of 2010 stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

The Presiding Officer,
The Employees State Insurance Court,
(Principal Labour Court), Chennai.

+1cc to Mr.B.Jayakumari, Advocate, S.R.No. 16944

C.M.A.No.1337 of 2010

GMI (CO)
GN(09/04/2021)