

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 12.03.2021

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

A.Nos.275 & 276 of 2021

in

C.S.No. 676 of 2017

1.Sicagen India Ltd.,
Represented by its Authorised Signatory,
Mr.N. Aravindharaj,

... Applicant
[in both Applications]

Vs.

1. Sai Electromech Industries,
Represented by its Authorised Signatory,
UmangKumar Joshi

... Respondent

2. Umangkumar Joshi,
Proprietor of Sai Electromech Industries

... Proposed Respondent
[in both Applications]

Prayer in A.No.275 of 2021:

Applications filed under Order XIV Rule 8 of Original Side Rules r/w
Orders VI Rule 16 & 17 of the Code of Civil Procedure, to amend the 2nd
respondent in the plaint short cause title, long cause title, and statement of
address in the above suit in C.S.No.676 of 2017.

Prayer in A.No.276 of 2021:

Application filed under Order XIV Rule 8 of Original Side Rules r/w Orders VI Rule 16 & 17 of the Code of Civil Procedure, to amend the cause title to add the 2nd respondent in the above interim application in A.No.5206 of 2017 in C.S.No.676 of 2017.

For Applicant : Ms.D.Roobinichitra

For Respondents : Mr.Palaniandava

COMMON ORDER

Both these applications have been filed to amend the plaint by bringing on record the 2nd respondent as the 2nd defendant in the suit and as the 2nd respondent in the Interlocutory Application No.5206 of 2017.

2. The learned counsel for the respondent laid a preliminary objection stating that the proper application that should have been filed was to implead the said respondent as a party defendant and as a party respondent in the application.

3. The learned counsel for the applicant requests permission to withdraw the present applications with liberty to file further applications

under the correct provisions of law and with the correct reliefs sought in the applications. Such permission is granted. Both the applications are dismissed as withdrawn. Liberty is granted to file necessary application wording relief properly and giving the correct provision of law.

4. Both the applications are dismissed as withdrawn and liberty is granted as stated above. No order as to costs.

Sd/-C.V.K.J
12.03.2021

Dated at Madras this // Certified to be true copy//
day of 2021.

Court Officer(O.S.)

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