



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.07.2021

CORAM

THE HON'BLE MR.JUSTICE C.SARAVANAN

S.A.No.438 of 2014

(Through Video Conferencing)

Kennedy Industrial School,
Rep by its Principal N.Krishnamurthy,
S/O.Nagappa Mudaliar,
No.53 & 53-A, R.S.Road, Sedhukkarai,
Gudiyatham, Vellore District.

... Appellant

Vs.

1.The Deputy Commercial Tax Officer,
Gudiyatham (East), Gudiyatham, Vellore District.

2.The Recovery Officer,
Debt Recovery Tribunal - I,
No.770, Spencer Towers, Mount Road,
Chennai - 2.

3.Tamilaga Recognised Private Industrial I.T.C
Welfare Association rep by its Secretary,
No.55, Old No.19, Ekambaram St,
Korukkupet, Chennai - 600 021.

... Respondents

(Respondents 2 & 3 are not necessary parties and
also remained ex-parte before the Courts below,
hence notice may be dispensed with)

Second Appeal filed under Section 100 of C.P.C., against
the Judgment and Decree in A.S.No.372 of 2011 dated 20.09.2012
on the file of Ist Additional Judge, City Civil Court, Chennai
confirming the decree and judgment in O.S.No.2279 of 2008
dated 16.04.2010 on the file of IIIrd Assistant Judge, City
Civil Court, Chennai.

For Appellant : Mr.S.Kamadevan

For Respondents: No appearance for R1
R2 and R3 Ex-parte

JUDGMENT

The learned counsel for the appellant submits that the
remedy sought for in the suit in O.S.No.2279 of 2008 has been
granted to the appellant by this Court in W.P.No.23281 of 2013
vide order dated 02.07.2021.



2. Recording the submissions made by the learned counsel for the appellant, this second appeal is dismissed as infructuous. No costs.

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

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To:

1. The I Additional Judge,
City Civil Court,
Chennai.
2. The III Assistant Judge,
City Civil Court,
Chennai.
3. The Deputy Commercial Tax Officer,
Gudiyatham (East), Gudiyatham, Vellore District.
4. The Recovery Officer,
Debt Recovery Tribunal - I,
No.770, Spencer Towers, Mount Road, Chennai - 2.
5. The Secretary,
Tamilaga Recognised Private Industrial I.T.C
Welfare Association,
No.55, Old No.19, Ekambaram St,
Korukkupet, Chennai - 600 021.

S.A.No.438 of 2014

RLD(CO)
GN(14/09/2021)