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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.09.2021

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

C.M.A.No.1418 of 2017
and C.M.P.No.7550 of 2017

M/s.Krishna Industrial Corporation Limited,
"Ramakrishna Buildings",
239, Anna Salai, Post Box No.703,
Chennai - 600 006.

.. Appellant

Vs.

M/s.V.Ramakrishna Charitable Trust,
Rep.by its Secretary, Mr.S.Sankaran,
"Ramakrishna Buildings",
No.2, Dr.P.V.Chерian Crescent,
Egmore, Chennai - 600 008.

.. Respondent

Prayer: Civil Miscellaneous Appeal has been filed under Order 43 Rule 1(r) of the Code of Civil Procedure seeking to set aside the order and decretal order dated 22.03.2017 made in I.A.No.54 of 2016 in O.S.No.51 of 2016 on the file of the learned IV Additional District Judge, Tiruvallur at Ponneri.

For Appellant : Mr.I.Abrar Md. Abdullah

For Respondent : Mr.Karthik Ram
for M/s.S.Ramasubramaniam Associates

J U D G M E N T

The learned counsel appearing for the respondent submits before this Court that subsequent to the passing of the impugned order in I.A.No.54 of 2016 in O.S.No.51 of 2016 by the trial Court, the suit in O.S.No.51 of 2016 has been finally disposed of by a judgment and decree dated 07.08.2018, by which the suit filed by the appellant was dismissed. It is also brought to the notice of this Court that thereafter, the appellant has also preferred a regular first appeal as against the judgment and decree in O.S.No.51 of 2016. Since the suit itself has been dismissed, challenge to the impugned order passed in I.A.No.54 of 2016 in O.S.No.51 of 2016 has now become infructuous.



Accordingly, this appeal is dismissed as infructuous.
Consequently, the connected miscellaneous petition is closed.
No costs.

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Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

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To

1.The IV Additional District Judge,
Thiruvallur at Ponneri.

2.The Section Officer,
VR Section, High Court, Madras.

+1cc to M/s.S.Ramasubramaniam & Associates (Sr No.45487)

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JP II (CO)
PR (22/10/2021)