



IN THE HIGH COURT OF JUDICATURE AT MADRAS

TUESDAY, THE FOURTH DAY OF JANUARY
TWO THOUSAND AND TWENTY TWO

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PRESENT:

THE HON'BLE MR.JUSTICE M.GOVINDARAJ

SA NO.713 OF 2016

India Cements Capital Ltd.,
A Public Limited Company
Having its Registered Administrative Office
By its General Manager (Operations)
for themselves and the Creditors of the
Defendants 1 and 2
No.827, Dhun Buildings, Anna Salai,
Chennai - 600 002.

... Appellant/Plaintiff/ Respondent

VS.

1.K.Nallathambi
2.N.Mallika ...1 & 2 Defendants/ Appellants/ Respondents
3.N.Ganesan
4.G.Nallammal ...3&4 Defendants/2&3 Respondents/ Respondents

PRAYER:This Second Appeal has been filed under Section 100 of the Civil Procedure Code against the judgment and decree dated 13.03.2015 made in A.S.No.39 of 2011 on the file of the Subordinate Court, Namakkal Town and District reversing the judgment and decree dated 29.07.2011 made in O.S.No.534 of 2010 on the file of the II Additional District Munsif Court at Namakkal Town and District.

Decree:This Second Appeal coming on for hearing on this day and upon perusing the Grounds of Appeal , the judgment and decree of the Lower Appellate Court and the Court of First instance and the material papers in the case and upon hearing the arguments of Mr.M.Aravind Subramaniam,Advocate for the Appellant and of Mr.N.Manokaran, Advocate for the respondents 1 and 2 and Mr.E.Ganesh, Advocate for Respondents 3 and 4 and this Court while dismissing this Second Appeal,doth order and decree as follows:

i)that the judgment and decree dated 13.03.2015 made in A.S.No.39 of 2011 on the file of the Subordinate Court, Namakkal Town and District reversing the judgment and decree dated 29.07.2011 made in O.S.No.534 of 2010 on the file of the II Additional District Munsif Court at Namakkal Town and District be and hereby are confirmed;



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ii)that there be no costs in this Second Appeal.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

To

- 1.The Subordinate Judge
Subordinate Court, Namakkal Town and District.
- 2.The II Additional District Munsif
II Additional District Munsif,Namakkal Town and District.

Copy to:
The Section Officer,
VR Section,
High Court,Madras.

+1 cc to Mr.M.Aravind Subramaniam, Advocate Sr.NO. 984

DATED:04.01.2022
DECREE
SA NO.713 OF 2016

Dismissing the Second Appeal preferred against the judgment and decree dated 13.03.2015 made in A.S.No.39 of 2011 on the file of the Subordinate Court, Namakkal Town and District reversing the judgment and decree dated 29.07.2011 made in O.S.No.534 of 2010 on the file of the II Additional District Munsif Court at Namakkal Town and District etc as stated within.

ssn(CO)
A.SK(06/06/2022)