



C.M.P.No.21850 of 2022
in S.A.SR.No.122852 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.06.2023

CORAM

MR.JUSTICE N.SESHASAYEE

C.M.P.No.21850 of 2022
in S.A.SR.No.122852 of 2022

1.The Commissioner
Erode Municipal Corporation
Erode

2.The Assistant Commissioner
Erode Municipal Corporation
Erode

... Petitioners

Vs.

V.A.Thangaraju

... Respondent

PRAYER: Petition is filed to condone the delay of 171 days in filing the second appeal.

For Petitioners : Mr.M.Rajamathivanan

For Respondent : Mr.M.Guruprasad



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N.SESHASAYEE, J.

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ORDER

Learned counsel for the petitioners submitted that the decree for mandatory injunction for removing the water tank has already been executed. Inasmuch as the present appeal being one challenging the said mandatory injunction, there is no cause for action for preferring the appeal.

2.This petition accordingly stands closed as infructuous. Consequently, the second appeal in S.A.SR.No.122852 of 2022 stands rejected at SR stage itself.

19.06.2023

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Index : yes / no

Speaking / Non Speaking order

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