



WEB COPY

C.S.No.407 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.04.2024

CORAM

THE HONOURABLE MR. JUSTICE P.B.BALAJI

C.S. No.407 of 2009

M/s.Merit Resorts Pvt. Ltd.,
rep by its Director Mrs.S.Shalini,
No.1997, 13th Main Road,
Anna Nagar, Chennai 600 040.

...Appellant

Vs.

1.Canara Bank,
Teynampet Branch,
Chennai 600 018.

2.Sri Lakshmiammal Educational Trust,
rep by its Trustee,
No.29, Tilak Street, T.Nagar,
Chennai 600 017.

...Defendants

PRAYER: The Complaint filed under Order VII Rule 1 of CPC and Rule IV Rule 1 of CPC read with Order IV Rule 1 of High Court Original Side Rules praying to pass a judgment and decree against the defendants:

(a) declaration that the sale certificate issued by the 1st defendant bank dated 15.10.2007 registered as document No.1875/2007 on 17.10.2007 at the office of SRO, Udagamandalam as null and void and not binding on the plaintiff's property which is described in the schedule herein.



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P.B.BALAJI, J.

(b) for permanent injunction restraining the defendants, their men, servants, agents or assignees from in any manner directly or indirectly acting upon the sale certificate dated 15.10.2007 registered as Document No.1875/07 at SRO, Udhagamandalam and dealing with the properties with the properties scheduled herein.

For Plaintiff : No Appearance

For defendants : Mr.K.Harishankar for D1
Mr.Venkatesh Mahadevan for D2

JUDGMENT

On 01.04.2024, when the matter was taken up for hearing, there was no representation on behalf of the appellant. Hence, this Court directed the Registry to list the matter under the caption 'for dismissal'.

2. Today also, there is no representation for the appellant. Therefore, this Civil Suit is dismissed for non prosecution. No costs.

02.04.2024

Index :Yes/No
Internet : Yes/No
Neutral Citation :Yes/No.
Speaking order/Non-speaking order
rkp

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