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O.S.A. No.90 of 2



THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.03.2024

CORAM:

THE HONOURABLE MR. JUSTICE R.SUBRAMANIAN  
AND  
THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

**O.S.A.No.90 of 2018**  
**and**  
**C.M.P.Nos.5571 & 5572 of 2018**

Sri Venkatachala Flat Owners Association,  
represented by its Secretary Harish Mahbubani,  
No.27, Sir Thyagaraya Road, T.Nagar,  
Chennai – 600 017.

... Appellant

Vs.

- 1.C.Surendra Kumar
- 2.K.Vijayanad
- 3.C.Chidambaram
- 4.K.Kishore
- 5.K.Venkatasubramanian
- 6.N.Sumathi
- 7.M.Rajanayagam
- 8.B.Muralikrishnan
- 9.JE.N.Vijayashailu
- 10.Suresh Babu
- 11.K.Venkatasubramanian
- 12.A.K.Venkataraman
- 13.N.Muralidharan



14.Govindammal

15.R.Bhaskar Rao

16.N.Ravichandran

17.S.Venkatasubramaniyan

18.Lalitha Prasad

19.R.Sathisan

20.M.Srinivasaprasad

21.M/s.Raviram Builders,  
represented by A.Meenakshi,  
having Office at No.3, Mangesh Street,  
T.Nagar, Chennai – 600 017.

... Respondents

**Prayer:** Original Side Appeal filed under Order XXXVI Rule 1 of the Original Side Rules read with Clause 15 of the Letters Patent, to set aside the judgment and decree dated 13.12.2017 passed in O.A.No.684 of 2017 in C.S.no.534 of 2017 and consequently allow O.A.No.684 of 2017 in C.S.no.534 of 2017.

For Appellant : No appearance

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## **J U D G M E N T**

(Judgment of the Court was delivered by **R.SUBRAMANIAN, J.**)

There has been no appearance for the learned counsel for the appellant consistently for more than two hearings. When the appeal was listed before the other Division Bench on 02.01.2024, 03.01.2024 and on



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23.01.2024 none appeared for the appellant. The appeal was listed before us on 07.03.2024. Even before us there was no representation for the appellant.

2. Hence, this appeal is dismissed for non-prosecution. No costs.

Consequently, the connected miscellaneous petitions are closed.

(R.S.M., J.) (R.S.V., J.)

13.03.2024

dsa

Index : No

Internet : Yes

Neutral Citation : No

Non-Speaking order



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**R.SUBRAMANIAN, J.**  
**and**  
**R.SAKTHIVEL, J.**

dsa

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**13.03.2024**