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C.M.P.No.25356 of 2024
in O.S.A.SR.No.20951 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.11.2024

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

AND

THE HONOURABLE MR. JUSTICE P. DHANABAL

C.M.P.No.25356 of 2024

in

O.S.A.SR.No.20951 of 2020

R.Chandrasekaran alias Valasai Chandran

... Petitioner

Vs.

1.M/s.Bollineni Developers Ltd.,
Registered Office at 1st Floor,
Progressive Towers, 6-2-913/914,
Khariatabad, Hyderabad – 500 004
with Branch Office at
87/39, Poes Garden, Chennai – 600 086
Through its Director B.Krishnaiah

2.Mr.Justice K.Sampath (deceased)
Sole Arbitrator
No.11, Second Street, Jagadambal Colony,
Royapettah, Chennai – 600 014.

... Respondents



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Prayer in C.M.P.No.25356 of 2024 : Civil Miscellaneous Petition filed under Section 5 of the Limitation Act r/w. Order II Rule 4(19) r/w. Order II Rule 4(20) of the Appellate Side Rules, 1965, r/w. Order XIV Rule 8 of Original Side Rules to condone the delay of 628 days in representing the Original Side Appeal in O.S.A.SR.No.20951 of 2020.

Prayer in O.S.A.SR.No.20951 of 2020 : Original Side Appeal filed under Order XXXVI Rule 1 of Original Side Rules r/w. Clause 15 of the Letters Patent against the order and decree dated 19.12.2019 in O.P.No.307 of 2013 on the file of this Court.

For Petitioner : M/s.S.Hemalatha

ORDER

(Order of the Court was made by **S.S. SUNDAR, J.**)

This Civil Miscellaneous Petition is filed to condone the delay of 628 days in representing the above Original Side Appeal.

2.Even though the delay is inordinate, the petitioner, in the affidavit filed in support of this petition, has explained the cause for the delay to the



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satisfaction of this Court. This Court is of the view that the delay could have been avoided by showing due diligence. Hence, the delay is condoned and this petition is ordered subject to payment of cost of Rs.5,000/- (Rupees Five Thousand only) to the Tamil Nadu Legal Services Authority, Madras High Court Campus, Chennai – 600 104, within a period of two weeks from the date of receipt of a copy of this order.

(S.S.S.R., J.) (P.D.B., J.)
12.11.2024

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Internet : Yes



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S.S. SUNDAR, J.
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P. DHANABAL, J.

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