



WEB COPY

AS No. 114 of 2020



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-08-2025

CORAM

**THE HONOURABLE MRS JUSTICE J. NISHA BANU
AND
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN**

**A.S. No. 114 of 2020
and C.M.P.No.1312 of 2020**

S. Seralathan
S/o. K. Sivasubramaniam, No.163,
West Sambandam Road,
R.S. Puram, Coimbatore.

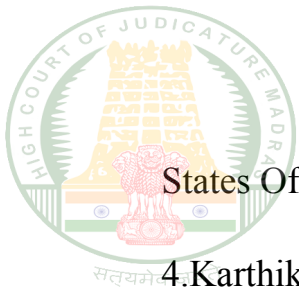
Appellant(s)

Vs

1. P.Gunasekar
S/o. Late. P. Paramasivam Pillai, 28,
Saraswathi Apartments, Ganapathi,
Coimbatore.

2.K. Sivasubramaniam (Died)
2. S. Siva Arivan, S/o. K.
Sivasubramaniam, No.163, West
Sambandam Road, R.S. Puram,
Coimbatore.

3.S.S. Selvi
D/o. K. Sivasubramaniam, 455, Kenny
Drive Reading, Pennusylvania, United



States Of America, Pa.19608.

4.Karthik

1/2 A, Thiru Vi Ka St, S.F.No.495,
Telungupalayam Village,
Velandipalayam, Coimbatore.

5.Selvan

1/2a, Thiru Vi Ka St, S.F.No.495
Telungupalayam Village,
Velandipalayam, Coimbatore.

6.Karthik Typewriting Institute

Rep.By Its Proprietor Raghavan, 163,
West Sambandam Road, R.S. Puram,
Coimbatore.

7.Chiraj Wax Trades

No.163, West Sambandam Road,
R.S. Puram, Coimbatore.

8.Raj Kondal Exports

No.163, West Sambandam Road,
R.S. Puram, Coimbatore.

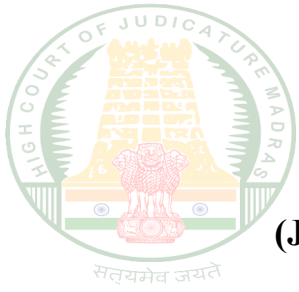
Respondent(s)

PRAYER

The Appeal Suit is filed under Section 96 of the Civil Procedure Code against the judgment and decree dated 31.10.2019 made in O.S.No.156 of 2012 on the file of III Additional District and Sessions Court, Coimbatore.

For Appellant(s) : Mr. P. Saravana Sowmiyan

For Respondent(s): M/s N.V.N. Margandeyan For R1
Mr. M. Sriram For R 2 And R3



JUDGMENT

(Judgment of the Court was delivered by J.NISHA BANU, J.)

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The present Appeal has been filed to set aside the judgment and decree dated 31.10.2019 made in O.S.No.156 of 2012 on the file of the III Additional District and Sessions Court, Coimbatore.

2. When the matter came up for hearing on 10.02.2023, this Court permitted the learned counsel appearing for the appellant to take steps to serve the unserved respondents. Despite the said direction of this Court, no steps have been taken and the batta has also not been paid. Even today, the learned counsel appearing for the appellant seeks for an adjournment.

3. Since the matter is of the year 2020 and the appellant has not taken any step to pay batta till today, we are not inclined to entertain this appeal. Hence, this Appeal Suit is dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

(J.NISHA BANU J.) (M.JOTHIRAMAN J.)

07-08-2025

ASI

To

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