



WEB COPY



A.S.No.954 of 2005 and

C.M.P.No.17676 of 2005

D.BHARATHA CHAKRAVARTHY, J.

This appeal suit is of the year 2005, the suit is filed for specific performance and decreed against the plaintiff. The aggrieved defendant is on appeal.

2. It is seen that till date the service is not completed. Earlier in the year 2017 itself, this Court had observed that the Batta was to be paid and service to be completed. Again in the year 2021, one more opportunity was given. In that view of the matter, the learned Counsel for the appellant would submit that since one of the learned Counsel, who was on record since passed away, steps were not taken and he would submit that today itself, he will take steps for service.

3. Issue fresh notice to the respondent returnable by 23.06.2023. Private notice is also permitted. The private notice can be taken by speed post with due acknowledgment.

4. It is made clear that if no affidavit of service is filed on the next hearing date, the case will be dealt with appropriately.

13.06.2023

klt