



WEB COPY



O.S.A(CAD)No.65 of 2022

O.S.A(CAD)No.65 of 2022
and
C.M.P.Nos.9133 & 9135 of 2022
in
O.S.A(CAD)No.65 of 2022

M.SUNDAR, J.,
and
K.GOVINDARAJAN THILAKAVADI, J.,

[Order of the Court was made by M.SUNDAR. J.,]

Captioned main 'Original Side Appeal' [hereinafter 'OSA' for the sake of convenience, brevity and clarity] is directed against a 'judgment and decree dated 05.04.2022 made in C.S.No.153 of 2013' [hereinafter 'impugned decree' for the sake of convenience and clarity]. To be noted, impugned decree has been made by a Hon'ble single Judge of this Court presiding over Commercial Division. It is further to be noted that D1 and D3 are in appeal and lone plaintiff has been arrayed as R1.

2. Today, Mr.Lamech Indian, learned counsel of M/s.AAV Partners (Law Firm) on behalf of appellants is before us, likewise Mr.S.Babu, learned counsel on record for R1 is before us.

3. Before we proceed further, we deem it appropriate to direct the Registry to not to show the name of Mr.A.Abdul Hameed in the cause list from next listing as learned counsel has since been designated as Senior



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Advocate by this Court. The other counsel on record including the name of law firm can be shown in the cause list.

4. Be that as it may, reverting to the case on hand, D2 and D4 before the Commercial Division have been arrayed as R2 and R3 respectively before us but cause list says 'vacated' and this means that the appellants may have to resort to substituted service for effecting service on R2 and R3.

5. List this matter before 'Joint Registrar (AS)' [hereinafter 'JR(AS)' for the sake of brevity] on Friday i.e., on 05.04.2024.

6. Mr.Lamech Indian, learned counsel of M/s.AAV Partners (Law Firm) to take steps before JR(AS) for effecting service on R2 and R3 and conclude the exercise in three weeks therefrom i.e., by 26.04.2024 and JR(AS) to make a PBC order on service being duly effected on R2 and R3.

List on 30.04.2024.

mk

[M.S., J] [K.G.T., J]
01.04.2024

M.SUNDAR, J.,
and
K.GOVINDARAJAN THILAKAVADI, J.,



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