



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-04-2026

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CORAM

**THE HONOURABLE MR JUSTICE P. VELMURUGAN
AND
THE HONOURABLE MRS.JUSTICE K. GOVINDARAJAN
THILAKAVADI**

OSA No.231 of 2014

Mr.M.C.Jayasingh (Deceased)
Prop., Eagle Osteon Technologies
No.9, (Old No.4), Flag Staff
Royapuram, Chennai-13

1. M.C.J Maria Chandra Leela (Wife)
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Purasawakam,
Chennai - 600 001
2. J.Michael Konarthan Singh (Son)
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Purasawakam,
Chennai - 600 001
- 3.B.Rufina Banu (Daughter)
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Purasawakam,
Chennai - 600 001
- 4.J.Mari Selvin (Daughter)
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Purasawakam,
Chennai - 600 001
- 5.J.Anita Lett (Daughter)
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Purasawakam,
Chennai - 600 001
- 6.Amutha Monica (Daughter)
Door No.23/12, Coral Merchant Street,



George Town, VOC Nagar, Purasawakam,
Chennai - 600 001

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Appellants

Vs

1. Mishra Dhatu Nigam Ltd., (MIDHANI),
Rep.by its Managing Director Kanchanbagh,
Hyderabad 500 058
2. Apollo Hospitals
Jubilee Hills Road, Banjara Hills,
Hyderabad 500 033
3. Apollo Hospitals Enterprise Ltd.,
Ali Towers Iv Floor, 55, Greams Road,
Chennai 600 006
4. Cancer Institute (W.I.A.)
(Regional Cancer Centre), Canal Bank Road,
Gandhi Nagar, Adyar, Chennai 600 020
5. J.Hilda Malar
Door No.23/12, Coral Merchant Street,
George Town, VOC Nagar, Pursawalkam,
Chennai 600 001
(Appellants 1 to 6 and Respondent 5
brought on record as LR's of the deceased
sole appellant, viz., Mr M.C.Jayasingh
vide Court order dated 22.12.22 in CMP.22518,
22524, 22522 of 2022 in OSA.231 of 2014)

Respondents

Memorandum of Grounds of Original Side Appeal filed under Order XXXVI, Rule 1 of Original Side Rules read with Clause 15 of the Letters Patent against the judgment and decree dated 23.01.2014 made in C.S.No.562 of 2007.

For Appellants: M/s.GMS Law Associates

For Respondents: Mr.V.Chandrakanthan for R1
R2 to R4 – Given up
vide order dated 16.02.2023
R5 – Given up vide order dated
22.12.2022

**JUDGMENT****(Judgment of the Court was made by P.Velmurugan J.)**

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The appeal has been listed today under the caption 'for dismissal'.

Though the appeal is pending from the year 2014, the learned counsel for appellants, who are the unsuccessful plaintiffs in the suit, again seeks time to argue the matter. A perusal of the records would show that the matter had been adjourned, at the request of the appellants, without any further progress for almost 12 years. Even when the matter was listed on 16.03.2026 before us, this Court adjourned the case to 06.04.2026 making it clear that no further time would be granted. However, when the matter appeared on 06.04.2026, the learned counsel for appellants again took an adjournment. Therefore, the matter was directed to be listed on 20.04.2026 under the caption 'for dismissal'. Even today, the learned counsel only seeks for an adjournment to argue the appeal. Hence this Court has no other option except to dismiss the appeal for non prosecution. Accordingly, the appeal stands dismissed for non prosecution.

(P.VELMURUGAN J.) (K.GOVINDARAJAN THILAKAVADI J.)**27-04-2026**

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**P.VELMURUGAN J.
AND
K.GOVINDARAJAN
THILAKAVADI J.**

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