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SLP(C)No. 13475 OF 2001

ITEM No.206

Court No. 5

SECTION XII  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.13475/2001

(From the judgement and order dated 14/03/2001 in CMP 13949/00  
of The HIGH COURT OF MADRAS)

VIJAYA

Petitioner (s)

VERSUS

T. CHANDRASEKARAN

Respondent (s)

( With prayer for interim relief )  
( With office report )  
( For Final Disposal )

Date : 25/01/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE  
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. S Sivasubramaniam, Sr.Adv.  
Mr. R. Nedumaran,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following  
O R D E R

Leave granted.

The appeal is allowed. There shall be no order as  
to costs.

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(Alka Dudeja)  
Court Master

(S. Krishnan)  
Court Master

Signed order is placed on the file.

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 685 OF 2002@@  
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(Arising out of S.L.P.(C) No. 13475/2001)

VIJAYA ... Appellant(s)

VERSUS

T. CHANDRASEKARAN ... Respondent(s)

O R D E R@@  
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Despite service, none has put in appearance on behalf of the respondent. We, therefore, proceed to decide the matter in his absence.

Leave granted.

The appellant herein filed a Letters Patent Appeal with an application for condonation of delay of 14 days. The High Court dismissed the application for condonation of delay. Consequently, the Letters Patent Appeal was also dismissed. Against the said judgment, the appellant has preferred this appeal.

We have looked into the explanation given by the appellant for condonation of delay and find that the cause shown is sufficient. We, accordingly, set aside the order under challenge and after condoning the delay, remit the matter to the High Court for deciding the Letters Patent Appeal on merits.

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The appeal is allowed. Since none has appeared on behalf of the respondent, there shall be no order as to costs.

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.....J.  
(V.N. KHARE)

.....J.  
(ASHOK BHAN)

NEW DELHI  
JANUARY 25, 2002.