

ITEM NO.19 Court 8 (Video Conferencing)

SECTION XII

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 24958/2020

(Arising out of impugned final judgment and order dated 04-02-2016 in SAMD No. 410/2002 19-02-2020 in CMPMD No. 11804/2018 in SAMD No. 410/2002 passed by the High Court Of Judicature At Madras At Madurai)

SETHU @ RAGHAVAN

Petitioner(s)

VERSUS

SRI. BRAHADAMBAL AGENCY &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.129463/2020-CONDONATION OF DELAY IN FILING and IA No.129464/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.129465/2020-EXEMPTION FROM FILING O.T. )

Date : 08-01-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE DINESH MAHESHWARI  
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Dhruv Mehta, Sr. Adv.  
Mr. Senthil Jagadeesan, AOR  
Mr. M. Thangathurai, Adv.  
Ms. Sonakshi Malhan, Adv.  
Ms. Anupama Dhurve, Adv.

For Respondent(s) Mr. Arijit Prasad, Sr. Adv.  
Mr. D. Kumanan, AOR  
Mr. Pulkit Tare, Adv.

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

IA No.129463/2020-CONDONATION OF DELAY IN FILING

The delay is occasioned by reason of the pendency of the review application which was also filed belatedly. On a consideration of the matter, we are inclined to condone the delay and order accordingly.

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 24958/2020

Concurrent findings of Courts below have been set aside in second appeal and suspicions have been raised over the service of the petitioner before us and thus, the matter would require consideration.

Issue notice.

Mr. D. Kumanan, learned counsel for the caveater accepts notice for respondent No.1/plaintiff and prays for some time to obtain instructions.

We are informed that Respondent Nos.2 to 7 (partners of respondent No.1/plaintiff) were defendant Nos.3 to 7 and were set *ex parte* before the trial Court. The other respondents are *pro forma* respondents.

In the meantime, there shall be stay of the impugned orders.

List on a miscellaneous day in the first week of February, 2021.

(ASHA SUNDRIYAL)  
ASTT. REGISTRAR-cum-PS

(ANITA RANI AHUJA)  
ASSISTANT REGISTRAR