

Gorrijala Venkayya and ors. Vs. Pothigunta Laxmiah and ors.

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SooperKanoon Citation : sooperkanoon.com/809239

Court : Chennai

Decided On : Mar-25-1912

Reported in : 14Ind.Cas.285

Judge : Abdur Rahim and ;Sundara Aiyar, JJ.

Appellant : Gorrijala Venkayya and ors.

Respondent : Pothigunta Laxmiah and ors.

Judgement :

1. The first question argued in this appeal is that an inquiry ought to have been made whether the judgment-debtor had notice of the attachment or not; but no such question was raised before the lower Court. The next question that is argued is that Order XXI, Rule 55, Clause 6, does not apply to cases where the attachment was made before judgment. We do not find any sufficient reason for excluding from the operation of this rule cases of attachment before judgment. The appeal is dismissed.