

*Privy Council Appeal No. 22 of 1935*

K. G. Ethirajulu Chetti - - - - - *Appellant*  
v.  
P. M. Kalathi Chetti and others - - - - - *Respondents*

FROM

THE HIGH COURT OF JUDICATURE AT MADRAS

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JUDGMENT OF THE LORDS OF THE JUDICIAL COMMITTEE OF  
THE PRIVY COUNCIL, DELIVERED THE 29TH JUNE 1936

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*Present at the Hearing :*

LORD THANKERTON

SIR SHADI LAL.

SIR GEORGE RANKIN.

[*Delivered by* LORD THANKERTON.]

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Their Lordships are of opinion that this appeal should be dismissed. It is brought from a decree of the High Court of Madras dismissing an appeal from a judgment pronounced in proceedings arising from a previous suit between the parties, in which a decree made by Mr. Justice Waller on the 14th December, 1927, was affirmed on appeal on the 11th April, 1929.

Their Lordships are in agreement with the judgment of the High Court now appealed from that the fraud alleged has not been proved; and it is unnecessary to discuss the other difficulties which stand in the appellant's way.

Their Lordships will humbly advise His Majesty that this appeal should be dismissed and that the Appellant should pay the costs.

In the Privy Council.

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K. G. EHIRAJULU CHETTI

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P. M. KALATHI CHETTI AND OTHERS

DELIVERED BY LORD THANKERTON.

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