



C.M.A.(MD).No.512 of 2010

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 27.04.2023

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

C.M.A(MD)No.512 of 2010

Sam D. Moses

..... Appellant/ Petitioner

-vs-

Jeya Vanitha

.... Respondent/Respondent

PRAYER: Civil Miscellaneous Appeal filed under Section 55 of the Indian Divorce Act, 1869 r/w, Order 41 of C.P.C, against the judgment and decree passed in IDOP No.100 of 2008, dated 25.02.2010, on the file of I Additional District Judge, Tirunelveli.

For Appellant : Mr.D.Saravanan
For Respondents : Mr.C.M.Mani Chelliah Prabhu
for M/s.Eddy Emboss Firm

J U D G M E N T

The above appeal has been filed by the husband challenging the dismissal of his Divorce Petition in I.D.O.P No.100 of 2008, on the file of the I Additional District Judge, Tirunelveli.



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2. Pending appeal, the learned counsel appearing for the appellant has sent a notice to the client, which has been returned with an endorsement that the “addressee is deceased”.

3. In view of the above said fact that one of the spouse has passed away and there was no decree for divorce, this Civil Miscellaneous Appeal is dismissed as abated. No costs.

27.04.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
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To

1. The I Additional District Judge,
Tirunelveli.
2. The Section Officer,
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.



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R.VIJAYAKUMAR,J.

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