



S.A.No.934 of 2003

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.04.2023

CORAM:

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

S.A.No.934 of 2003

M.P.Anandhavel

...Appellant/Appellant/Plaintiff

-Vs-

R.V.Murugan

...Respondent/Respondent/Defendant

PRAYER: Second Appeal filed under Section 100 of Code of Civil Procedure, against the judgment and decree of the Subordinate Court, Periyakulam dated 27.02.2002 made in A.S.No.33 of 1993 confirming the judgment and decree of the District Munsif, Uthamapalayam dated 18.11.1992 in O.S.No.354 of 1989.

For Appellants : No-appearance

For Respondents : Mr.P.Thiagarajan
for Mr.T.R.Rajaraman

JUDGMENT

When the matter was taken up for hearing on 13.04.2023, Mr.T.M.Hariharan, learned counsel submitted that he has filed a Memo dated



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29.03.2023 stating that he has handed over the case bundle along with vakalat on 03.04.2008.

2. Thereafter, no change of vakalat was filed. Hence, the Registry was directed to remove the name of the learned counsel and print the name of the appellant. The matter was directed to be listed today under the caption for dismissal. Today also, there is no representation for the appellant. The appeal is in the year 2003. Despite sufficient opportunity given to the appellant, the appellant has not come forward to prosecute the appeal. Therefore, this Second Appeal is dismissed for non-prosecution with costs of Rs.1,00,000/- (Rupees One Lakh only) payable by the appellant to the Registry. In case the appellant has filed any application to restore the appeal, Registry is directed not to take the application on file unless the appellant deposits the said amount imposed by this Court.

18.04.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
SSB



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To

1. Subordinate Court, Periyakulam
2. District Munsif, Uthamapalayam
3. The Record Keeper,

V.R.Section,

Madurai Bench of Madras High Court,
Madurai.



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P.VELMURUGAN, J.

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