



S.A(MD)No.678 of 2012

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.07.2026

CORAM

THE HONOURABLE MR JUSTICE P. VADAMALAI

S.A(MD)No.678 of 2012

Thanka Davidson,
S/o.Thankamoni Nadar,
Aged 58, Residing at
Ellamanavilai Veedu,
Mecode, Manalikai P.O.,
Mecode Village, Kalkulam Taluk,
Kanyakumari District.

...Appellant/Respondent/Defendant

Vs.

Johnes Thanka Rajesh,
S/o.Thankamoni Nadar,
Aged 60, Residing at
Ellamanavilai Veedu,
Mecode, Manalikai P.O.,
Mecode Village, Kalkulam Taluk,
Kanyakumari District.

...Respondent/Appellant/Plaintiff

PRAYER:This Second Appeal is filed under Section 100 of the Civil Procedure Code, against the judgment and decree dated 03.11.2011 made in A.S.No.65 of 2011 on the file of the Subordinate Court (Camp Court), Padmanabhapuram, reversing the judgment and decree dated 01.06.2011 made in O.S.No.40 of 2010 on the file of the Additional District Munsif Court, Padmanabhapuram.

For Appellant : Mr.E.V.N.Siva



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JUDGMENT

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This Second Appeal is filed against the judgment and decree, dated 03.11.2011 made in A.S.No.65 of 2011 on the file of the Subordinate Court (Camp Court), Padmanabhapuram, reversing the judgment and decree, dated 01.06.2011 made in O.S.No.40 of 2010 on the file of the Additional District Munsif Court, Padmanabhapuram.

2.When the case is taken up for hearing today (02.07.2026), the learned counsel for the appellant submitted that the sole appellant as well as the sole respondent died and prays this Court to dismiss the appeal as abated. Though the case was posted today (02.07.2026) for taking steps for deceased sole appellant and the sole respondent, steps have not been taken.

3.In view of the above, this Second Appeal is dismissed as abated.

No costs.

02.07.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
VSD



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To

- 1.The Subordinate Court (Camp Court),
Padmanabhapuram.
- 2.The Additional District Munsif Court,
Padmanabhapuram.
- 3.The Record Keeper,
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.



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P. VADAMALAI, J.

VSD

Judgment made in
S.A(MD)No.678 of 2012

02.07.2026