

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 31.07.2015

CORAM

THE HONOURABLE MS. JUSTICE R. MALA

S.A.No.938 of 2000

and

C.M.P.Nos.8349 and 10570 of 2000

K.KumarasamyAppellant (1st Defendant)

vs

1.M/S.Senniappa Ramasamy Mudaliar
Charity Trust rep. by its Managing
Trustee, S.R.Kanagasabapathy Mudaliar

2.S.R.Kanagasabapathy Mudaliar

3.S.C.Subramaniam

4.Ananthapadmanabha Nadar

5.S.ChellamyRespondents (Plaintiffs)

Prayer: Second appeal filed under Section 100 of C.P.C. against the Judgment and decree dated 10.03.2000 in A.S.No.242 of 1999 on the file of the Principal District Court, Erode, confirming the decree and judgment dated 30.10.1998 in O.S.No.500/1997 on the file of the II Additional District Munsif Court, Erode.

For Appellant : Mr.T.Murugamanickam

For R1 and R2 : Mrs.K.S.Kamatchi for
Mr.T.R.Rajaraman

For R3 to R5 : No appearance

J U D G M E N T

On perusal of the report received from the trial Court reveals that delivery of possession has been ordered, the possession was delivered on 29.09.2006, the delivery has been recorded and E.P. has been closed on 14.10.2006.

2.Learned counsel for the appellant submits that nothing survives in this matter, since the suit has been filed for ejectment and possession has been delivered.

3.Recording the above submission made by the learned counsel for the appellant, this Second Appeal is dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

kj

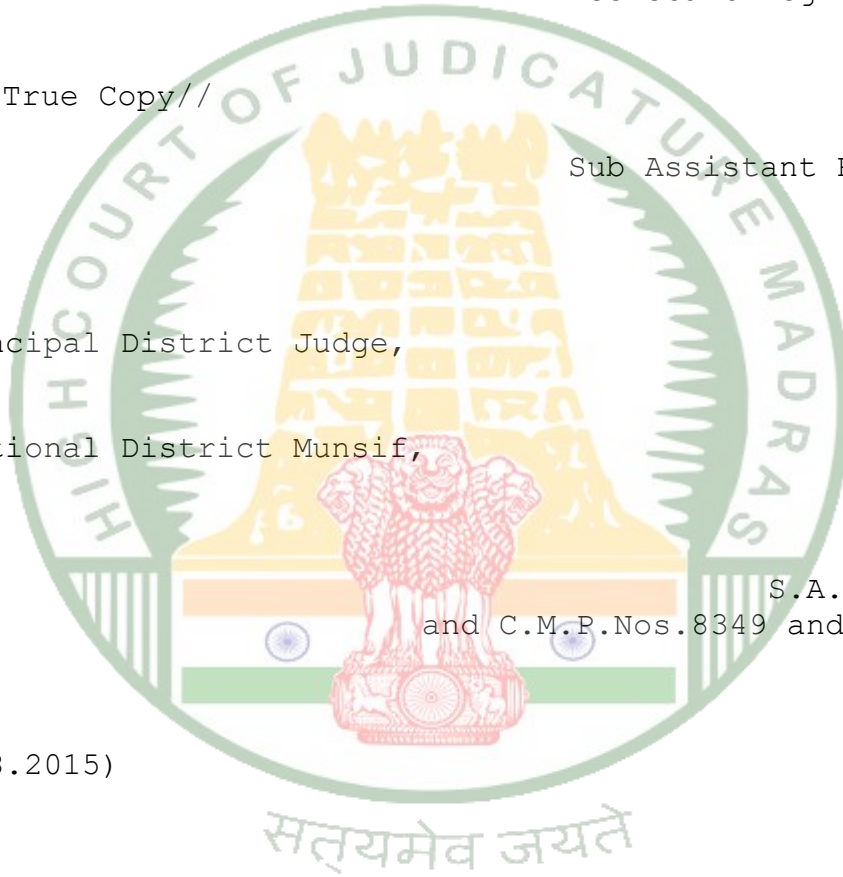
To

1.The Principal District Judge,
Erode.

2.II Additional District Munsif,
Erode.

S.A.No.938 of 2000
and C.M.P.Nos.8349 and 10570 of 2000

CNR (CO)
PSI (14.08.2015)



WEB COPY