



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.04.2015

CORAM:

THE HONOURABLE MR. JUSTICE P.R. SHIVAKUMAR

S.A(MD)No.308 of 2015

and

M.P(MD)No.2 of 2015

Saiyadu Ibrahim @ Ibrahim Kani ... Appellant/
Appellant/Plaintiff
Vs.

1.Karunchuthi Sundaramoorthi Ayyanar Temple
Through its Priest Pappathi Ammal

2.Arumugam

3.Karuppaiah ... Respondents/Respondents
/Defendants

PRAYER: Second Appeal filed under Section 100 of the Code of Civil Procedure Code against the decree and judgment passed in A.S.NO.35 of 2012 on the file of the Sub Court, Sivagangai dated 17.12.2013 confirming the decree and judgment passed in O.S.No.35 of 2010 on the file of the District Munsif cum Judicial Magistrate, Ilayangudi, dated 04.01.2012.

For Appellant : No appearance

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J U D G M E N T

This matter stands listed today for admission. Though the learned counsel for the appellant appeared in the morning and prayed for a pass over, the said counsel never turned up till the rising of the Court. Hence, this Court deems it appropriate to dismiss the Second Appeal for non-prosecution. Accordingly, the Second Appeal is dismissed for non-prosecution. No costs. Consequently, connected M.P(MD) No. 2 of 2015 is also dismissed.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub-Assistant Registrar

To,

1.The Subordinate Court, Sivagangai

2.The District Munsif cum Judicial Magistrate, Ilayangudi.

ses

RL/3 c- 12/5/2015