

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.12.2016

CORAM

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

S.A.No. 1704 of 1993

and

CMP.Nos.20603 of 2004 and 1842 of 2009

1.K.Muthusamy (Died) ... 1st Defendant/Appellant/
Appellant
2.Saraswathy
3.M.Damodharan ... Appellants

Vs.

1.V.Karupanasamy Gounder
2.K.K.Ramasamy Gounder
3.K.Rajaram
4.Varanavasi Gounder
5.Chinnammal ...Defendant 2 to 6/
Respondents 2 to 6/Respondents 2 to 6

6.Paingodi
7.S.Valarmathi
8.S.Gandhimathi ... Respondents
(Appellants 2 and 3 and Respondent 7
and 8 are brought on record as legal
heirs of the deceased sole Appellant
vide order of Court dated 26.03.2010
made in Cmp.No.1842 of 2009)

Prayer:- Second Appeal filed under Section 100 of Civil
Procedure Code against the decree and judgment of the Additional
District Judge, Erode passed in A.S.No.36 of 1991 dated
02.08.1991 reversing the decree and judgment of the Principal
Subordinate Judge, Erode passed in IA.533/1977 in O.S.No.120 of
1975 dated 08.03.1989.

For Appellants : No Appearance

For Respondents : M/s.T.R.Rajaraman for R3
Mr.S. Rajasekar for R2

ORDER

This Second Appeal was listed on 24.10.2016 and again on 04.11.2016. The learned counsel representing the appellant took adjournment and at his request, the case was posted today after hearing the counsel for the respondent in part.

2. Today, the learned counsel for the appellant is absent. Learned counsel appearing on behalf of the respondent is present. Hence, the Second Appeal is dismissed for non-prosecution. Consequently, connected Civil Miscellaneous Petitions are also closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Additional District Judge, Erode.

2. The Principal Subordinate Judge, Erode.

+1cc To Mr.S.Rajasekar, sr.73566

+1cc To Mr.T.R. Rajaraman, sr.73494

CO(PVS)
RMP(23/01/2017)

S.A.No.1704 of 1993

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