

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.11.2016

C O R A M

THE HON'BLE Dr.JUSTICE G.JAYACHANDRAN

S.A.No.1733 of 1997

Manickam

...Appellant/Plaintiff

Versus

1. Munusamy
2. Shanmugham
3. Indirani
4. Rani
5. Thirunavukkarasu
6. Manoharan
7. Moorthy
8. Sarasu
9. Arumugham
10. Madhu

...Respondents/Dependent
1 to 3 & 4 to 11

Appeal filed under Section 100 of the Civil Procedure Code to set aside the judgment and decree as made in A.S.No.64 of 1995 dated 28.06.1996 on the file of the Sub Court, Krishnagiri, confirming the judgment and decree made in O.S.No.35 of 1985 dated 26.02.1993 on the file of the District Munsif Court, Harur.

For Appellant

... No appearance

For Respondents

... Mr.M.Muruganandam for
M/S.Raghavachari for R5
R2 to R4 and R6 to R10
no appearance

JUDGMENT

When the matter was taken up for final hearing, there was no representation for the appellant. Perusal of the records reveals that as early as on 29.11.2012, when the matter was taken up for hearing, it was represented to the Court that the appellant died and the matter was adjourned for taking steps. Till date, even after lapse of four years, it appears that no steps have been taken to bring the legal representatives of the appellant. When the matter was listed earlier on 22.11.2016 there was no representation for the appellant, hence it was adjourned today (25.11.2016). Even today, no one represented the appellant. Hence the second appeal is dismissed for non-prosecution.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

dpq

To

1. The Sub Judge,
Krishnagiri,

2. The District Munsif Court,
Harur.

3. The Section Officer,
VR Section, Hihg Court, Madras.

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MP (CO)

KP (05.01.2017)