

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.08.2017

CORAM:

THE HONOURABLE MR.JUSTICE S.BASKARAN

Second Appeal No.1161 of 2006
and
M.P.No.1 of 2006

1.Muthusamy Gounder
2.Shanmugam

Appellants/Defendants 1&2

Vs.

1.Karupanna Gounder
2.Ramasamy Gounder
3.Thangavel

..Respondents 1&2/Plaintiffs 1&2
.. 3rd Respondent/3rd Respondent

Prayer : Second Appeal filed under Section 100 of C.P.C., against the Judgment and Decree passed in A.S.No.40 of 2005 dated 26.12.2005 on the file of I Additional Subordinate Court, Erode, reversing judgment and decree passed in O.S.No.47 of 2003 on the file of Principal District Munsif-cum-Judicial Magistrate, Kodumudi dated 15.04.2005.

For Appellant : No appearance
For Respondents 1 & 2 : M/s.P.Valliappan

J U D G M E N T

Today, when the matter is called, there is no representation for the appellant till the end of the list. Even on the last occasion, on 02.08.2017, when the matter was posted and called, there was no representation for the appellant and posted under the caption "for dismissal". It seems that the appellant is not interested in prosecuting the matter. Hence, the second appeal is dismissed for non-prosecution. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS VII)

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Sub Assistant Registrar

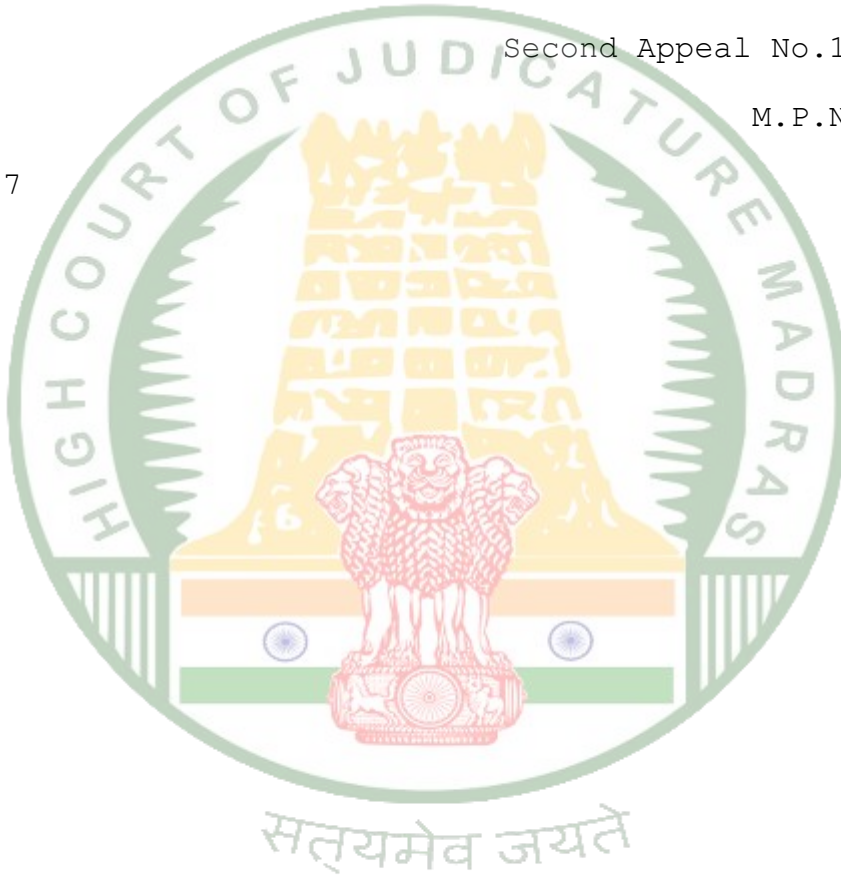
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To

- 1.The I Additional Subordinate Court, Erode.
 - 2.The Principal District Munsif-cum-Judicial Magistrate, Kodumudi.
 3. The Section Officer, Vr Section, High Court, Madras.
- + 1 cc to Mr.P. Valliappan, Advocate Sr. 55999

VD(CO)
EU 23.08.17

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