



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.06.2017

CORAM:

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THE HONOURABLE **Mr. JUSTICE N. SESHASAYEE**

SA (MD) No.41 of 2017

1.V.Dhanaraj
2.Pidari Ammal
3.Vellaiammal

... First Plaintiff LR's of deceased second
Plaintiff/First Appellant LR's of deceased
second Appellant/Appellants

Vs.

1.V.Rajasekaran
2.V.Chandrasekar
3.V.Thirumalai
4.S.Kannammal

.. Respondents 1, 2, 4 & 5 / Respondents
(Cause title is accepted as per orders of Court date 5.2.2007 made
in M.P.(MD) No.1 of 2007).

PRAYER: Second Appeal is filed under Section 100 of the Civil Procedure Code, to set aside the decree and the judgment dated 23.12.2005 rendered in A.S.No.123 of 2005 on the file of the Additional Subordinate Judge, Dindigul confirming the decree and the judgment dated 28.02.1995 rendered in O.S.No.710 of 1991 on the file of the Additional District Munsif of Dindigul.

For Appellants : Mrs.Jessi Jeeva Priya

J U D G M E N T

The present Appeal is filed seeking a damage of Rs.5,000/- from the defendants. The first plaintiff is the brother of the defendants 1 and 2. The plaintiffs, who had successively lost before the courts below, have come forward with this Second Appeal. There can be no Second Appeal against the decree, where the value of the subject matter is below Rs.25,000/-. Hence, the Second Appeal is not maintainable and the same is dismissed. No costs.

Sd/-
Assistant Registrar(AE)

/True Copy/



To

1.The Additional Subordinate Judge, Dindigul

2.The Additional District Munsif, Dindigul

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AE/JC/SAR1/05.07.2017/2P/3C

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