

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.12.2018

CORAM

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

S.A.No.1273 of 1998

Jayabalan

..Appellant/Plaintiff

Versus

1.Razool Beevi
2.Jayaraman
3.Pandian
4.Nirmala
5.Thamizharasi
6.Kala
7.Poongothai
8.Senthamil Selvi

..Respondents/Defendant

PRAYER:Second Appeal has been filed under Section 100 of Civil Procedure Code, against the judgment and decree of the Sub Court, Mayiladuthurai dated 31.3.1995 made in A.S.No.20 of 1994 confirming the judgment and decree of the District Munsif Court, Sirkali dated 28.10.1993 made in O.S.No.281 of 1996.

For Appellant :: No appearance

For R1 to R4 :: Died

ORDER

Name of the appellant and name of the respondents are printed in the cause list.

2. There is no representation for the appellant.

3. The appellant was the plaintiff in O.S.No.281 of 1986 on the file of the District Munsif Court, Sirkali. That suit was dismissed by judgment and decree dated 28.10.1983. The appeal filed in A.S.No.20 of 1994 was also dismissed by judgment and decree dated 31.03.1995 by the Sub-Court, Mayiladuthurai.

4. The appeal has not yet been admitted. Only notice was directed. It was actually posted 'for dismissal' as early as 14.09.1998 and on that date, notice of motion was directed returnable in four weeks. The appellant is not interested in prosecuting the appeal. There is no substantial question of law which arises for consideration.

5. This Second Appeal is dismissed for non-prosecution. No costs.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

nvi

To

1. The Subordinate Judge, Mayiladuthurai

2. The District Munsif, Sirkali

Copy To L: The Section Officer, VR Section, High Court, Madras.
(2 Copies)

S.A.No.1273 of 1998

MP (CO)
GMY (25/01/2019)

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