

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.10.2018

CORAM

THE HON'BLE MRS.JUSTICE **V.BHAVANI SUBBAROYAN**

CMSA.No.43 of 2008

Sasikumar ... Appellant

Versus

Anbumalar @ Potha ... Respondent

Civil Miscellaneous Second Appeal is filed under Section 28(1) Hindu Marriage Act 25 of 1955 read with Section 100 of Civil Procedure Code, to set aside the Judgment and Decree dated 06.03.2007 made in C.M.A.No.30 of 2004 on the file of the Additional District Court / Fast Track Court No.I (i/c), Salem reversing the Judgment and decree dated 30.01.2004 made in H.M.O.P.No.3 of 2003 on the file of the Sankari.

For Appellant : Mr.N.Manokaran

For Respondent : Notice Served,  
No Appearance

### **J U D G M E N T**

The appellant has filed the Civil miscellaneous second appeal as against the Judgment and Decree dated 06.03.2007 made in C.M.A.No.30 of 2004 on the file of the Additional District Court / Fast Track Court No.I (i/c), Salem reversing the Judgment and decree dated 30.01.2004 made in H.M.O.P.No.3 of 2003 on the file of the Sankari.

**V. BHAVANI SUBBAROYAN.J,**

2. When the matter is listed today for hearing, the learned counsel for the appellant would submit that, as per instructions from the appellant's letter dated 20.03.2018, he seeks permission of this Court to withdraw this appeal and he has also made an endorsement to the effect.

"As per the instructions given my client in letter dated 20.03.2018. I may be permitted to withdraw the CMSA.No.43 of 2008."

3. Based on the submission and the endorsement made by the learned counsel for the appellant, this Civil Miscellaneous Second Appeal is dismissed as withdrawn. No costs.

**04.10.2018**

klr

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