

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.11.2018

CORAM :

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

S.A. No.274 of 2006

S.Ganesan

...Appellant

Vs.

Smt.Parvathi Ammal

....Respondent

Prayer : Second Appeal filed under Section 100 of the code of Civil Procedure, against the judgment and decree in A.S.No.147 of 2004 on the file of the Principal Sub Judge, Mayuladuthurai dated 23.03.2005 against the Judgment and decree in O.S.No.458 of 2001 on the file of the Additional District Munsif Mayildaduthurai dated 16.02.2004.

For Appellant : No Appearance

For Respondent : Mr.S.Sounthar

JUDGMENT

The present second appeal was taken up for hearing on 10.01.2012 and this Court passed the following orders:

"it was reported before this Court by the learned counsel appearing for the respondent that the appellant's counsel died during the pendency of the second appeal. Regarding the said submission this Court directs the registry to issue notice to the appellant and post the appeal after three weeks".

2. Pursuant to the order passed by this Court, the Registry High Court has issued notice to the appellant. The said notice was served in the year 2012 itself. Again the matter listed on 12.11.2018 for verification and on verification, it was found that the notice issued by this Court was served to the appellant during the year 2012 itself and inspite of that, there is no response from the side of the appellant.

3. In view of the fact that the appellant has not taken any steps to get along with the case, this Court is of an opinion that no purpose would be served in keeping the present second

appeal pending for an unspecified period. Accordingly, the second appeal stands closed. However, there shall be no order as to costs.

Sd/-
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

mtl/sk

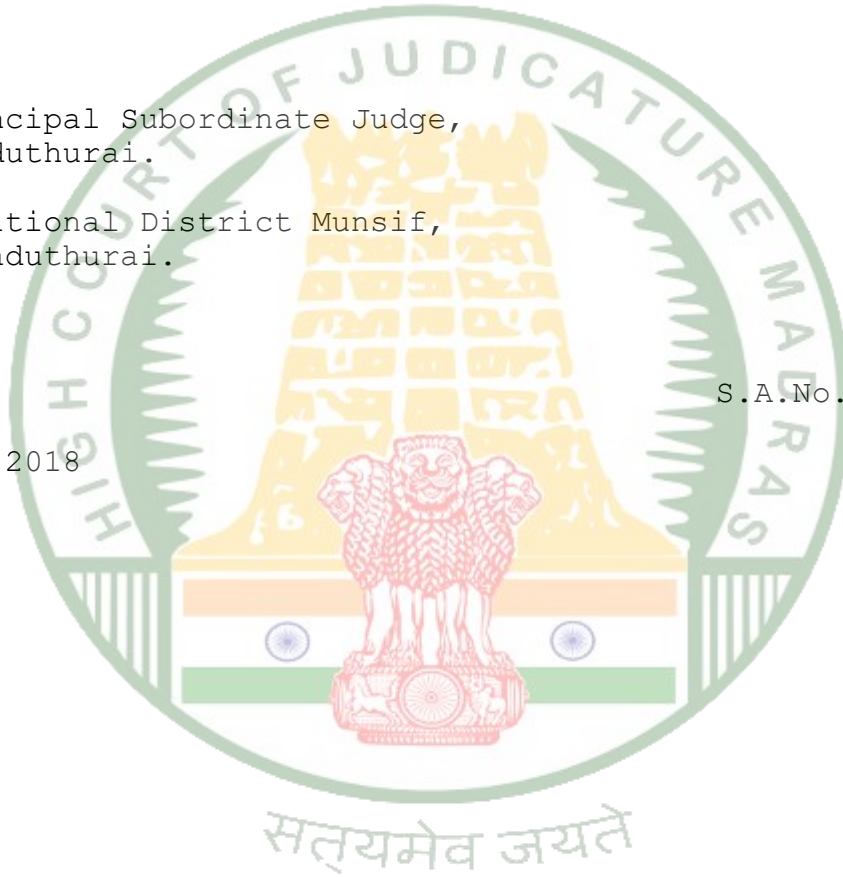
To

1.The Principal Subordinate Judge,
Mayuladuthurai.

2.The Additional District Munsif,
Mayildaduthurai.

VD(CO)
CSL/12.12.2018

S.A.No.274 of 2006



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