



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 14.12.2018

Coram:

The Honourable Dr.Justice G.JAYACHANDRAN

Second Appeal No.1247 of 2004

R.Radharukmani,
W/o.Y.C.Rajaram,
No.208, Umayalamaniyachi Village,
Thiruperumpudur Taluk,
Kancheepuram District. Appellant/Appellant/Defendant

Vs.

M.Subramani,
S/o.Manickam,
No.118, T.K.Nambi Street,
Kancheepuram. Respondent/Respondent/Plaintiff

PRAYER: This Second Appeal is filed under Section 100 of Civil Procedure Code, praying against the judgment and decree dated 15.07.2003 in A.S.No.99 of 1998 on the file of Fast Track Court (Additional District Judge) Kancheepuram confirming the Judgment and decree dated 23.09.1996 in O.S.No.1417 of 1988 on the file of the Court of Principal District Munsif, Kancheepuram.

For Appellant : Mr.A.Muthu Kumar

For Respondent : Mr.G.Muthukrishnan

J U D G M E N T

सत्यमेव जयते

The learned counsel for the appellant would submit that subsequent to the suit in O.S.No.1417 of 1988 filed for permanent injunction, which is the subject matter of the Second Appeal. The suit in O.S.No.244 of 1997 on the file of the District Munsif, Kancheepuram, has been filed for recovery of possession and succeeded in it, the possession has also been taken by the appellant.

2. When this memo was brought to the notice of the learned counsel for the respondent, he has promptly intimated the same to his client but, his client has not responded. Therefore, the learned counsel for the respondent has filed a

memo on 03.01.2014 reporting no instruction and withdrawal of this vakalat.

3. In the light of the above facts, nothing survives in this Second Appeal. Therefore, the Second Appeal is disposed of. In view of the memo filed by the appellant. No costs.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

bsm

To

1. The Additional District Judge-cum-Fast Track Court, Kancheepuram (2 Copies)
2. The Learned Principal District Munsif, Kancheepuram.
3. The Section Officer, VR Section, High Court, Madras
+1cc to Mr.A.Muthukumar, Advocate SR.No.86637

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EV(CO)
GMY(09/01/2019)

सत्यमेव जयते
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