



IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 20.12.2018

Coram:

The Honourable Dr.Justice G.JAYACHANDRAN

Second Appeal Nos.2158 & 2159 of 2004 in S.A.No.2158/04  
& C.M.P.No.18491 and CMP No. 18492 of 2004 in S.A.No.2159/04

1. Arumugham,  
S/o.Vellaiya Gounder, ... Appellant  
in both cases

2. Rajendran

3. Balu

4. Raja

5. Chinnakannu ... Appellants 2 to 5  
in S.A.No.2158 of 2004

All sons of Arumugham,  
all residing at Kamalapuram,  
Omalur Taluk,  
Salem District.

Vs.

1. Nataraja Sarma,  
S/o.K.R.Ramasamy Iyer,  
Kamalapuram,  
Omalur Taluk,  
Salem District.

2. Srinivasan,  
S/o.K.R.Ramasamy Iyer,

3. Nagarajammal,  
W/o.late K.R.Govindarajan  
Respondent 2 & 3 residing at  
Adiyman Kottai,  
Dharmapuri District.

... Respondents 1 to 3  
in both cases

4. Ayyannu,

5. P.Madheswaran,

6. Ayyamperumal,

7. Annamalai,  
[Respondents 4 to 7  
given up as un-necessary parties]... Respondents 4 to 7  
in S.A.No.2158 of 2004

PRAYER: These Second Appeals are been filed under Section 100 of Civil Procedure Code, praying against the judgment and decree dated 30.01.2004 made in A.S.No.44 of 2002 & A.S.No.45 of 2002 respectively, on the file of the Subordinate Judge, Mettur confirming the judgment and decree dated 31.08.2001 made in O.S.No.36 of 1996 & O.S.No.272 of 2000 respectively on the file of the District Munsif-cum-Judicial Magistrate, Omular. S.A.Nos.2158 & 2159 of 2004:

For Appellants : Ms.K.Ponmani  
for Mr.T.Murugamanickam

For Respondents: No Appearance

C O M M O N J U D G M E N T

The learned counsel appearing for the appellants submit that nothing survives for consideration in these Second Appeals. She has also made an endorsement to that effect.

2. Recording the submissions made by the learned counsel for the Appellants, the Second Appeals are dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-  
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To,

1. The Subordinate Judge, Mettur, Salem District.
2. The District Munsif-cum-Judicial Magistrate, Omular.

Copy to

The Section Officer,  
VR Section, High Court, Madras.

S.A.Nos.2158 & 2159 of 2004

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srg 11/01/2019