

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :23.03.2018

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

S.A.No.1483 of 2001

1. D. Soosainathan

2. D. Bastin @ Parthiban

3. D.Jayabalan

4. D. Antony ... Appellants/Defendants 2 to 5

1. Rukmani

2. D.Jayamani

3. D. Sekar

4. D. Sagayamary

5. D. Manohar

6. D. Aruputham

7. Amala

8.Kannammal

9.Bakiayamari

10. Devi

(RR6 to10 impleaded vide order of court dt 14.03.2018
made in CMP.No.733/2010 in S.A.No.1483/2001)

...
Respondents

PRAYER: The Second Appeal has been filed under Section 100 of C.P.C., to set aside the Judgment and Decree dated 02.07.2001 passed in A.S.No.19/1998 on the file of the learned District Judge, Nilgiris and Appellate authority Nilgiris, Ootacamund reversing the Judgment and Decree dated 23.04.1998 passed in O.S.No.376/1996 on the file of the learned Sub-Ordinate Judge, Ootacamund.

For Appellants : Mr.S.K.Raghunathan

For Respondents : Mrs.A.L.Gandhimathi (for R1 to R5)

J U D G M E N T

Learned counsel for the appellants submitted that the appellants refused to receive the notice sent by him and the same was returned as 'no instruction'.

In view of the above, this court has no other option except to dismiss the appeal. Therefore, the second appeal is dismissed for non-prosecution. No costs.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

gv

To

1. The District Judge,
Nilgiris.
2. The Sub-Ordinate Judge,
Ootacamund.

Copy to:

The Section Officer,
V.R. Section,
High Court, Madras. (2 copies)

+1cc to Mrs.A.L.Gandhimathi, Advocate sr.no.22977

S.A.No.1483 of 2001

ak(co)
nr 17/04/2018

सत्यमेव जयते

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