

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 04.07.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.RAJAMANICKAM

S.A.No.206 of 2001

Marudhan ... Appellant/Appellant/
Plaintiff
Vs.

Family Manager Kumarasamy ... Respondent/Respondent/
Defendant

PRAYER: Second Appeal filed under Section 100 of C.P.C., against the Judgment and decree of the Principal Sub Judge, Gobichettipalayam made in A.S.No.138 of 1997 dated 17.08.2000 modifying the Judgment and decree of the District Munsif Court, Sathyamangalam made in O.S.No.303 of 1993 dated 30.09.1997.

For Appellant : Mr.M.Naraayanaswamy
For Respondent : Mr.M.Roshan Atiq

JUDGMENT

The learned counsel for the respondent has filed a memo on 18.06.2018 stating that the sole appellant died on 09.05.2013 itself and also, he further stated that since already limitation period has expired for bringing the Legal representatives, the appeal has to be dismissed as abated. However, with a view to give an opportunity to the legal representatives of the appellant to enable them to file a petition to implead themselves as legal representatives, two adjournments were given. But today also, the learned counsel for the appellant has made a request to grant some more time. Considering the fact that already sufficient time has been given, his request is rejected. This second appeal is dismissed as abated.

Sd/--
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

vv

To

1. The Principal Sub Judge,
Gobichettipalayam
2. The District Munsif Court,
Sathyamangalam

Copy to: The Section Officer, VR Section,
High Court, Madras.

+1cc to Mr.M.Narayanaswamy, Advocate SR.No.43082
+1cc to Mr.M.Roshan Atiq, Advocate Sr.No.43716

GJ(CO)
sm:23.7.2018

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