

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 22.11.2019

CORAM

THE HONOURABLE Mr.JUSTICE P.RAJAMANICKAM

S.A.No.1724 of 1998

Susila Ammal

... Appellant

Vs.

- 1.Vignarasu Gounder
 2. Logambal
 3. Kalidoss
 4. Saraswathy Ammal
 5. V.Velayudham
 6. Anandamurthy
 7. Ravi @ Ganesan
 8. Chithra @ Vallinayagi
 9. Revathy @ Virudhambal
 10. Jayanthi @ Rajeswari
 11. Uma @ Uma Maheswari
 12. Malliga @ Annousia
 13. Magi @ Natarajan
 14. Vinayagam
 15. Gokilam @ Kanniammal
 16. Mangalam @ Pokkilai
 17. Iyyanar
 - 18.Veerabhadran
- (Cause-title accepted vide
Order dated 24.11.1998
in CMP.No.17114/98

... Respondents

PRAYER: Second Appeal filed under Section 100 of C.P.C., against the judgment and decree of the learned II Additional District Judge, Pondicherry dated 20.03.1998 made in A.S.No.46 of 1994 confirming the Judgment and decree of the learned Additional District Munsif of Pondicherry dated 16.12.1974 made in O.S.No.600 of 1970.

For Appellant : No Appearance

For Respondents : No Appearance

JUDGMENT

On 15.11.2019, this Court has passed the following order:

"Since the learned counsel who appeared for the appellant elevated as Hon'ble Judge of this Court, this Court by the Order dated 15.03.2018 has directed the Registry to send notice to the appellant. Subsequently, this court by the order dated 03.10.2019 also has directed the Registry to send notice to the appellant. Accordingly, notice was sent by registered post to the appellant. The said notice was returned as "no such addressee".

In the appeal memorandum filed in the second appeal, the appellant's name alone mentioned, address has not been mentioned. The same appellant filed first appeal before Second Additional District Judge, Pondicherry in A.S.No.46 of 1994. In the decree passed in A.S.No.46 of 1994, the appellant's name and address has been given and only for that address, the postal notice has been sent. The said postal notice has been returned as "no such addressee". No other address is available. Hence, the Registry is directed to print the name of the appellant in the cause-list and post the matter on 22.11.2019 under the caption, "for dismissal"

Hence, the matter has been posted today under the caption, "for dismissal". No representation for the appellant. Appellant called absent. Hence, the second appeal is dismissed for default. No costs.

Sd/-

सत्यमेव जयते Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

vv

To

1.The II Additional District Judge,
Pondicherry.

2. The Additional District Munsif,
Pondicherry.

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

S.A.No.1724 of 1998

bp(co)
nr 25/02/2020



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