

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.12.2019

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM
A.S.No.491 of 2010

Chinnasamy

..Petitioner

Vs.

Rajeswari

..Respondent

Prayer : First Appeal filed Under Section 96 of CPC r/w 19 of the Family Court Act against the Judgment & Decree dated 23.01.2006 passed in O.S.No.17 of 2000 on the file of Family Court, Salem.

For Petitioner : Non-appearance

For Respondent : Non-appearance

O R D E R

The appeal suit was listed for hearing on 04.12.2019. None appeared for the petitioner. Thus, the appeal suit was directed to be listed "for dismissal" on 05.12.2019. When the matter is listed on 05.12.2019, there was no representation on behalf of the appellant. In spite of the fact that two opportunities were given to the appellant, there was no representation.

2. Even on earlier occasion, when the matter was listed, the drafted notice was sent to the appellant by the Registry and the said notice was also acknowledged by the appellant. Thus, several opportunities were granted and the appellant is not interested in pursuing the appeal. Therefore, the first appeal is dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

ssb

To,

The Family Court, Salem.

Copy to:

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

A.S.No.491 of 2010