



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-12-2019

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

A.S.No.959 of 2010

and

M.P.No.1 of 2010

1.A.M.Abdul Khader
2.Sheik Alaudin
3.Tmt.Sara Ummal
4.Athikulla

..Appellants

vs.

1.Umma Habiba
2.Abdul Hameed Baqui
3.Abdul Hakkim
4.Abdul Wahab
5.Alavia
6.Fathima

..Respondents

Appeal under Order XLI.A r/w Under Section 96 of C.P.C, against the Judgment and Decree in O.S.No.15 of 2007 dated 23.02.2010 on the file of Additional District Judge Puducherry at Karaikkal.

For Appellants : No appearance
For Respondent : Mr.S.Sounthar
[For R1]

No appearance
[For R2 to R6]

J U D G M E N T

The Appeal Suit was listed for hearing on 03.12.2019 and none appeared for the appellants. Thus, the case was listed under the caption 'For Dismissal' on 04.12.2019. Again, when the matter was called on 04.12.2019, there was no appearance on behalf of the appellants. Thus, in order to give a further opportunity, the appeal is directed to be listed under the same caption 'For Dismissal' on 05.12.2019. When the case is taken up for hearing today, no one appeared on behalf of the appellants. In spite of the opportunities given twice, the appellants are not interested in pursuing the appeal suit.



2. Thus, the First Appeal in A.S.No.959 of 2010 stands dismissed for non-prosecution. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar (CS VIII)

True Copy

Sub-Assistant Registrar

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To

The Additional District Judge,
Puducherry,
at Karaikkal.

A.S.No.959 of 2010

PM (CO)
SP (21/01/2020)