

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.12.2019

CORAM

THE HON'BLE MR. JUSTICE G.K.ILANTHIRAIYAN

SA.No.1673 of 2002

1.Babu Madhian
2.P.Saroja
3.R.Santhi
4.P.Jayanthi

...Plaintiff 2 to 5/Appellants
2 to 5/Appellants

Vs.

Rajan .. 3rd Respondent/3rd Respondent/Respondent

PRAYER:

The Second Appeal is filed under Section 100 of CPC against the judgment and decree dated 28.09.2001 made in AS.No.236 of 2000, on the file of Principal District and Sessions Judge, Coimbatore confirming the judgment and decree dated 27.03.2000 made in OS.No.16 of 1975 passed by the learned District Munsif, Mettupalayam.

For Appellants : Mr.V.Manohar

For Respondent : Mr.P.Indumathi

JUDGMENT

This second appeal is filed against the judgment and decree dated 28.09.2001 made in AS.No.236 of 2000, on the file of Principal District and Sessions Judge, Coimbatore confirming the judgment and decree dated 27.03.2000 made in OS.No.16 of 1975 passed by the learned District Munsif, Mettupalayam.

2.The learned counsel appearing for the appellant submitted that the sole respondent died long back.

3. Though this Court had given enough time to take steps to implead the legal heirs of the sole respondent, the appellants failed to take steps to implead the legal heirs of the sole respondent. Therefore, this second appeal is liable to be

dismissed as abated as against the sole respondent.

4. Consequently, this second appeal is dismissed as abated.
No costs.

Sd/-
Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

lok

To

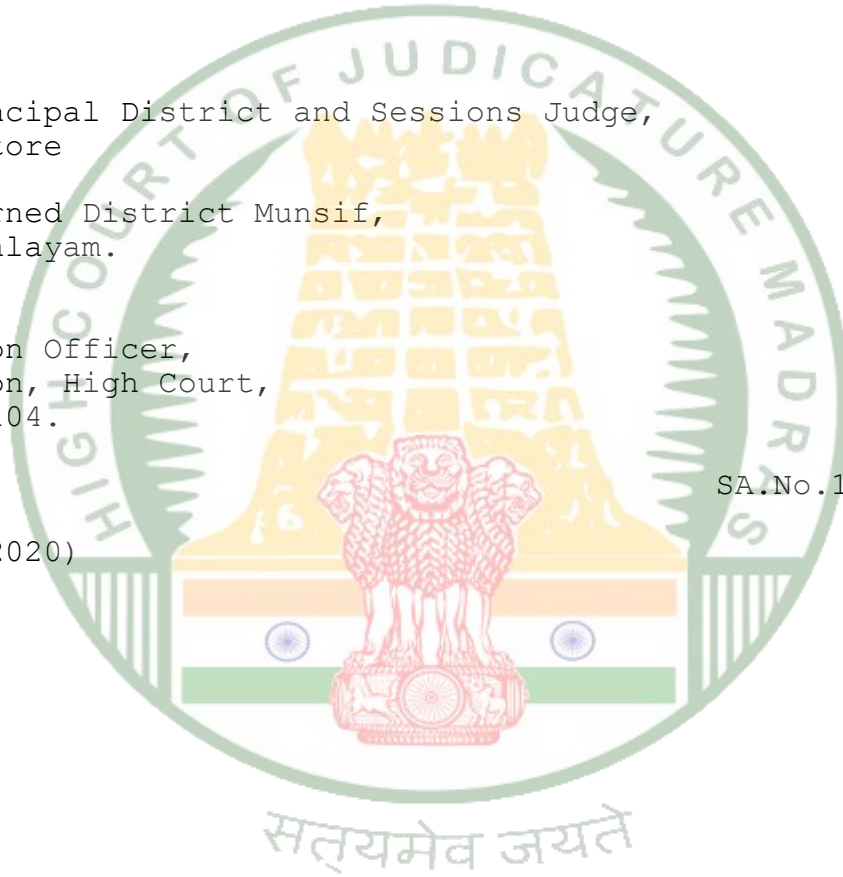
1.The Principal District and Sessions Judge,
Coimbatore

2.The learned District Munsif,
Mettupalayam.

Copy to:
The Section Officer,
VR Section, High Court,
Chennai-104.

PVS (CO)
CB(06/02/2020)

SA.No.1673 of 2002



WEB COPY