

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.11.2019

CORAM

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

S.A. No.1202 of 2007

and

M.P. No.1 of 2007

1. C. Pappayeemmal

2. Kittathal

... Appellants/Appellant/Defendants 1 & 2

versus

1. R. Ganapathy

K.Gurusamy (Died)

Palani Peiryanna Gounder (Died)

2. Balasubramaniam

3. Rajasekar

4. Shanmugam

5. G. Krishnamoorthy

...

Respondents/Respondents/Plaintiff

Second Appeal filed under Section 100 of the Code of Civil Procedure against the Judgment and decree passed in A.S. No.67 of 2005, dated 13.02.2007 on the file of Principal District Judge, Erode, confirming the Judgment and decree passed in O.S. No.710 of 1998 on the file of II Additional Sub Court, Erode, dated 04.04.2005 to set aside.

For appellants : Ms.P.T. Ramadevi

For respondents : Mr.A. Sivaji for R1

Mr.S. Dhanasekaran for R5 - No appearance

JUDGMENT

The matter is listed under the caption "for dismissal", today. Once again, the learned counsel for the appellant seeks

an adjournment. As seen from the earlier proceedings, the learned counsel for the appellant has been repeatedly seeking adjournments in this matter. The Second Appeal is of the year 2007. Therefore, it can now be inferred that the appellants are not interested to prosecute the Second Appeal. Accordingly, the Second Appeal is dismissed for non prosecution. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

vsi2

To

1. The Principal District Judge, Erode.
2. The II Additional Sub Judge, Erode.

Copy to:

The Section Officer,
V.R Section,
High Court, Madras

+lcc to Mr.A. Sivaji, Advocate sr.98237

S.A. No.1202 of 2007

bp(co)
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