

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.01.2019

CORAM

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

S.A.No.1729 of 2003
and
C.M.P.No.15789 of 2003

1.P.Ramadas
2.M.Solaiappan ... Appellants/Defendants 4 & 7

Versus

1.M/s.Kaniyur Krishna Iyer
Annadhana Chathiram UdumalaPet rep.by irs
Power Agent N.S.Thiyagarajan
2.Rathina Subramaniam
3.Sujath Ali
4.P.Subramaniam
5.S.Abubakkar
6.R.Ravichandran
7.J.K.Mathew
8.V.Senthilkumar
9.N.Selvaraj
10.K.Rangasami
.. Respondents/Defendants 2,3,5,6,8 to 11.

PRAYER:Second Appeal has been filed under Section 100 of Civil Procedure Code, against the Judgment and Decree of II Additional District Judge's Court at Coimbatore, dated 21.11.2002 in A.S.No.171 of 2001, confirming the Judgment and Decree of the Sub Court at Udumalpet, dated 27.04.2001 in O.S.No.166 of 1996.

For Appellants:: Mr.S.Parthasarathy Sr.Counsel
for M/s.Sarvabhauman Associates
For R1 :: Mr.T.S.Baskaran
For R3 :: Mr.A.S.Chandrasekaran

ORDER

A memo dated 09.01.2019 had been filed by the learned counsel for the appellants. The memo reads as follows:-

"It is most respectfully submitted that we are the counsel on record for the Appellant in the above second appeal. The case came up for hearing lastly on 12.12.2018, after which we contacted our client for instructions. At this point we were informed by our client that nothing survives in the above second appeal and the same can be withdrawn. However we requested our clients to give us a written confirmation to that effect, which is yet to be received by us. Hence it is most respectfully prayed that this Hon'ble Court may be pleased to record this memo and permit us to withdraw the above second appeal and render justice".

2. In view of the above said memo, this appeal is dismissed as withdrawn. No costs. The memo shall form part of the records. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar (CS)
//True Copy//
Sub Assistant Registrar

nvi

To

- 1.The II Additional District Judge, Coimbatore
- 2.The sub Judge, Udumalpet

copy to
The section officer,
VR Section,
High court Madras

+1cc to Mr. T.S.Baskaran, Advocate SR.No. 5641
+1cc to Mr.P.Dinesh Kumar , Advocate SR.No. 2547

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A.SK(15/02/2019)