

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 28.01.2019

Coram:

THE HONOURABLE DR.JUSTICE G. JAYACHANDRAN

SECOND APPEAL NO.1059 OF 2004

1.The Body of Villagers and Worshippers
attached to St.Antony's Church, Thatchur represented by

1.S.Arokiadoss
2.R.Velankanni
3.J.Marianathan
4.Philips
5.A.Doss

... Appellants

/versus/

I.The Body of Villagers and Worshippers
attached to the Church of our Lady Health,
Thatchur, represented by

1.T.Francis
2.G.Sowri
3.T.Mariannan
4.G.Balu
5.A.Chinnappan
6.T.Thomas

II.The Body of Villagers and Worshippers
attached to the Church of St. Paul,
The Hjermit Thatchur, represented by

1.Jacob
2.Asirvadam
3.K.J.Velankanni
4.Balu

.. Respondents

Second Appeal has been filed under Section 100 of the Civil Procedure Code against the judgment and decree dated 24.03.2003 in A.S.No.9 of 2002 on the file of the Sub Court, Maduranthagam reversing the judgment and decree dated 31.10.2000 in O.S.No.214 of 1995 on the file of the District Munsif, Maduranthagam.

For Appellants :Mrs.Selvi George
For Respondents :Ms.G.Devi for R2 to R4

J U D G M E N T

The learned counsel appearing for the appellants submits that the suit filed in the representative capacity by the villagers regarding temple car procession situated in the village. She also reports that the villagers have settled the issue among themselves and peace prevails among themselves and there is no disturbance from them to carry out the car procession in the respective streets.

2. In the light of the above prevailing situation, learned counsel appearing for the appellants seeks permission of this Court to withdraw the second appeal reserving the right of the villagers regarding carrying out the temple car procession in the prescribed route. Since it is reported that peace prevails among the villagers regarding the route through which the temple car should pass, this Second Appeal is dismissed as withdrawn without advertng to the merits of the appeal. No order as to costs.

Sd/-

Assistant Registrar(ccc)

//True Copy//

Sub Assistant Registrar

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To,

- 1.The Subordinate Court, Maduranthagam.
- 2.The District Munsif Court, Maduranthagam.
3. The section officer,
VR Section,
High court, Madras

S.A.No.1059 of 2004

A.SK(01/04/2019)

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