

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.01.2020

CORAM:

THE HONOURABLE MR.G.K.ILANTHIRAIYAN

S.A.No.1431 of 2004

Angamuthu

..Appellant

Vs.

1.Thirumalai Naicker (Died)

2.Vetrivel

3.Amirtham

4.Dhanalakshmi

5.Shanthi

6.Vijayalakshmi

7.Vasantha

....Respondents
(R3 to R7 brought on record as LR of the deceased R1,
Thirumalai Naicker vide Order of Court dated 18.09.2019
made in CMP.No.9112/2019 in S.A.No.1431/ 2004)
(R2 - recorded as LR of R1 vide order dated 18.09.2019)

Prayer: Second Appeal filed under Section. 100 of C.P.C. against
the judgment and decree on the file of the Principal District
Judge, Namakkal dated 20.03.2003 made in A.S.No.335 of 2002
modifying the judgment and decree of the Court of the Additional
District Munsif, Namakkal dated 12.07.2002 made in O.S.No.308 of
1998.

For Appellant : Mr.M.S.Palanisamy

For Respondents : Mr.S.Saravana Kumar for R2
Mr.I.Abrar Mohammed Abdullah
for R4 to R7
R1 - Died - Steps taken
R3 - Exparte (on 1/11/2013)

J U D G M E N T

This second appeal has been filed as against the judgment and decree on the file of the Principal District Judge, Namakkal dated 20.03.2003 made in A.S.No.335 of 2002 modifying the judgment and decree of the Court of the Additional District Munsif, Namakkal dated 12.07.2002 made in O.S.No.308 of 1998.

2. The learned counsel for the appellant submitted that the suit schedule property was already given to the third party. Now the third parties and the appellants are in cordial relationship and the new purchases had left the pathway to the plaintiffs. Therefore, nothing survives in this second appeal.

3. Recording the said submission, the second appeal stands closed. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

Pns

To:-

1. The Principal District Judge,
Namakkal.
2. The Additional District Munsif Court,
Namakkal.

Copy to:

The Section Officer,
VR Section,
High Court, Madras-104.

+1cc to Mr.M.S.Palanisamy , Advocate SR.1582

S.A.No.1431 of 2004

VSN-II (CO)
CB(13/02/2020)

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