



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Date : 25.02.2020

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

S.A.No. 1097 of 2005

and

CMP NO.15027 of 2005

Venkatappa

..Appellant/1<sup>st</sup> Defendant

Vs.

1.Gantalappa

...1<sup>st</sup> Respondent/Plaintiff

2.Pedda Gantlappa

3.Anniamma

4.Minor Narasimmappa

5.Nagappa

6.Munirajappa

7.N.Narasimmappa

...Respondents 2 to 7 /  
Defendants 2 to 7

8.Kuppiah

9.Narasimiah

10.Nagappa

(R8 to R10 brought on record as legal heirs of the  
deceased R2 vide order of Court dated 30.10.2014 made in  
C.M.P.Nos. 977 to 979 of 2012 in S.A.No.1097 of 2005)

...Respondents

Prayer: Second Appeal filed under Section. 100 of C.P.C. against  
the judgment and decree passed in A.S.No.4 of 2001 dated  
31.08.2001 by the Principal District Judge, Dharmapuri at  
Krishnagiri on appeal against the judgment and decree passed in  
O.S.No.454 of 1996 dated 27.09.2000 on the file of the Sub-  
Ordinate Judge, Hosur.

For Appellant :Mr.N.Kalaiselvam

For Respondents:Mr.P.Rajendran for R1

Mr.V.Nicholas for R3 to R7

R2 - Died(steps taken)

R8-Dismissed (vide Court order  
dated 31.10.2019)

R9 & R10 - Notice served.



## J U D G M E N T

This second appeal has been filed as against the judgment and decree passed in A.S.No.4 of 2001 dated 31.08.2001 by the Principal District Judge, Dharmapuri at Krishnagiri on appeal against the judgment and decree passed in O.S.No.454 of 1996 dated 27.09.2000 on the file of the Sub-Ordinate Judge, Hosur.

2. The learned counsel appearing for the appellant seeks permission to withdraw this second appeal and he has made the following endorsement to that effect:-

"The appeal is not pressed and the same may be dismissed as withdrawn."

3. In view of the above, this second appeal is dismissed as withdrawn. No costs.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

kkn

To:-

1. The Principal District Judge, Dharmapuri at Krishnagiri.

2.The Sub-Ordinate Judge, Hosur.

+1cc to Mr.V.Nicholas, Advocate Sr.No.16288

S.A.No. 1097 of 2005

GS(07/07/2020)