

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.06.2021

CORAM:

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

S.A. No.1136 of 2002
and
CMP No.9207 of 2002

1. Kasinathan
2. Velumail
3. Ambigapathy
4. Thiyagarajan

.... Appellants

Versus

1. Chittai Ammal
2. Muthu Udayar
3. Sarasu
4. Pachayammal
5. Durairaj
6. Vadamalli
7. Indirani
8. Chinnapillai
9. Rajendran
10. Kamatchi
11. Krishnamoorthy
12. Charanthaiya
13. Asaithambi
14. Parimala

RR10 to 14 brought on record as Lrs of
the deceased R2 viz., Muthu Udayar
vide order of Court dated 11.06.2019
in CMP No.18846 to 18848 of 2003

.... Respondents

Prayer : Second Appeal filed under Section 100 of the Civil Procedure code, against the judgment and the decree of the Principal District Judge, Villupuram, dated 17.10.2001 in A.S. No.114 of 2000 by dismissing the appeal, by confirming the judgment and decree of the learned Principal District Munsif, Ulundarpet, dated 25.07.2000 in O.S. No.168 of 1997

For Appellants : No appearance
For Respondents : Mr.V. Girish Kumar for R1
R2 - Died steps taken
R4 and R8 - Served - No appearance
R3 - No Residence
R5 - Tapal returned
R7 and R11 - Died
R10, R12 to R14 - No appearance

JUDGMENT
(Heard through Video Conference)

There is no representation on the side of the appellants. Steps have also not taken to bring on record the Legal Representatives for the deceased appellants. By an earlier order, dated 23.04.2021, this Court has made it clear that if steps are not taken to bring on record the Legal Representatives for the deceased appellants before the next hearing date, the Second Appeal shall stand automatically dismissed for non prosecution. Since, the learned counsel for the appellants has not complied with the order dated 23.04.2021, the Second Appeal is dismissed for non prosecution. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

vsi2

To

1.The I Additional Subordinate Judge,
Cuddalore.

2.The Additional District Munsif,
Cuddalore.

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

S.A. No.1136 of 2002

LN (CO)
PR (16/08/2021)