



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.07.2021

CORAM:

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

S.A. Nos.1270 and 1271 of 2007
and
M.P. No.1 of 2007

1. R. Sengodan
2. Kamalasekaran

... Appellants
in S.A. No.1270 of 2007

R. Sengodan

... Appellant
in S.A. No.1271 of 2007

Versus

1. K.C. Periasamy
2. Kulandaivelu

... Respondents
in S.A. No.1270 of 2007

1. Kolandaivelu
2. M.Chinnasamy

... Respondents
in S.A. No.1271 of 2007

Prayer in S.A. No.1270 of 2007 : Second Appeal filed under Section 100 of Civil Procedure Code against the Judgment and Decree of the learned Subordinate Judge, Namakkal in A.S. No.149 of 2002, dated 27.09.2006 reversing the judgment and decree of the learned District Munsif at Tiruchengode in O.S. No.379 of 1991 , dated 28.06.1999.

Prayer in S.A. No.1271 of 2007 : Second Appeal filed under Section 100 of Civil Procedure Code against the Judgment and Decree of the learned Subordinate Judge, Namakkal in A.S. No.150 of 2002, dated 27.09.2006 reversing the judgment and decree of the learned District Munsif of Tiruchengode in O.S. No.243 of 1991, dated 28.06.1999.

For Appellants in both appeals: Mr.S.Kaithamalai Kumaran

For R1 in SA No.1270 of 2007 : Died

For R2 in S.A. No.1270 of 2007: No appearance

For R1 in SA No.1271 of 2007 : No appearance

For R2 in SA No.1271 of 2007 : Died



COMMON JUDGMENT
(Heard Video Conference)

The learned counsel for the appellant(s) submits that the contesting respondents in both Second Appeals are dead and these appeals may be dismissed as abated.

2. Till date, steps have not been taken to bring on record the Legal Representatives for the deceased respondents in both Second Appeals.

3. Recording the submission made by the learned counsel for the appellants, both these Second Appeals are dismissed for non prosecution. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

Vsi2

To

1. The Subordinate Judge,
Namakkal
2. The District Munsif
Tiruchengode.
3. The Section Officer,
V.R. Section, High Court,
Madras.

S.A. Nos.1270 and 1271 of 2007

RSV(CO)
GN(23/07/2021)