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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.08.2021

CORAM

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

S.A. No.437 of 2006

S. Vijayaraghavan

... Appellant

Vs

1. Soorsha Makhan Endowment, Chennai
rep. by Muthavalli.

2. Kamal Basha

3. A.Mohd. Basha Ahmed

... Respondents

PRAYER: Second Appeal filed under Section 100 C.P.C. against the Judgment and Decree of the Appellate Court dated 19.09.2005 made in A.S.No.262 of 2005 on the file of the Additional District Judge, Fast Track Court, Chennai dismissing the appeal of the Appellant filed against the Judgment and decree of trial court dated 26.10.2004 made in O.S.No.2097 of 1995 on the file of IV Assistant City Civil Court, Chennai decreeing the suit of the plaintiffs against the appellant herein.

For Appellant : Mr.R.Priyakumar

For Respondent 2 : Mr.R.Kumar Rajan

For Respondents 1 & 3 : Died steps due

JUDGMENT

The matter is listed under the caption for dismissal today. Learned counsel for the Appellant has expressed his difficulty in getting particulars of the legal representatives of the deceased respondents. A memo to that effect has also been filed before this Court.

2. Learned counsel for the second respondent has also submitted that he is unable to contact his client for getting



details of the legal representatives of the deceased respondents. Since the second appeal is of the year 2006, no useful purpose will be served if the second appeal is kept pending.

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3. Since the legal representatives of the deceased respondents have not been brought on record till date, the second appeal is dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar (CS-V)

//True copy//

Sub Assistant Registrar

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To

1. The Additional District Judge,
Fast Track Court,
Chennai 5.
2. The IV Assistant Judge,
City Civil Court,
Chennai.

Copy to:

The Record Keeper,
V.R.Section,
High Court,
Chennai-104.

S.A. No.437 of 2006

RGN(CO)
SU(16/09/2021)