

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:15.03.2021

CORAM:

THE HON'BLE MR.JUSTICE T.RAVINDRAN

S.A.No.497 of 2009

1. Lingiammal,
W/o, late M.Eray Gowder,
Rose College,
Kandal Pudunagar,
Fingerpost Post,
Udhagamandalam - 643 006,
The Nilgiris.
2. Vasantha,
Wife of N.Pappannan,
Adasholai,
Dr.Basuviah Nagar Post,
Udhagamandalam Taluk,
The Nilgiris - 643 007.
3. Varalakshmi,
Wife of M.Srinivasan,
No.4, Vannarpet,
Udhagamandalam Town,
The Nilgiris. - 643 001. Appellants

Vs.

1. E.Sivaraj,
S/o late.M.Eray Gowder,
Rose Cottage,
Kandal Pudunagar,
Fingerpost Post,
Udhagamandalam,
The Nilgiris - 643 006.
2. E. Paramasivam,
S/o late.M.Eray Gowder,
Rose Cottage,
Kandal Pudunagar,
Fingerpost Post,
Udhagamandalam,
The Nilgiris - 643 006.

3. Indira Raju
Wife of N.Raju,
Sowmiya Villa.
5/1258, Stanley Park,
Ottupattarai Post,
Coonoor Taluk,
The Nilgiris - 643 105.

4. Nirmala,
W/o, P.Jagadeesan,
H/102, Anna Nagar,
Tiruchirappalli - 620 026.

5. R.Nalini,
W/o, S.K.Ravi,
23, Urumaiyan Street,
Northpet,
Sathyamangalam,
Erode District.

.... Respondents

Prayer: Second Appeal filed under Section 100 of C.P.C., against the judgment and decree dated 13.04.2007 made in A.S.No.55 of 2006 on the file of the Subordinate Judge of the Nilgiris at Udagamandalam, reversing and setting aside the judgment and decree dated 28.04.2006 made in O.S.No.58 of 2004 on the file of the District Munsif Court, Udagamandalam.

For Appellants : No appearance

For R1 & R2 : Mr.S.Kadarkarai

For R3 to R5 : No appearance

J U D G M E N T

Counsel for R1 and R2 present.

2. No representation for the appellants.

3. In this matter, inasmuch as, there has been no representation on behalf of the appellants, despite the matter being listed on several occasions, the Registry was directed to list the matter today ie., on 15.03.2021, under the caption "for dismissal"

4. Today when the matter is taken up for hearing, there is no representation for the appellants. Appellants called, absent.

5. In view of the above, the second appeal is dismissed for

non-prosecution with costs. Consequently, connected miscellaneous petition, if any, is closed.

Sd/-
Assistant Registrar (CS-VII)

//True copy//

Sub Assistant Registrar

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To

1. The Subordinate Judge of the Nilgiris at Udagamandalam,
Subordinate Court,
The Nilgiris at Udagamandalam.
2. The District Munsif,
District Munsif Court,
Udagamandalam.

Copy to

The Section Officer,
VR Section,
High Court,
Chennai.

S.A.No.497 of 2009

GSM(CO)
HS(13/07/2021)



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