



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.06.2021

CORAM:

THE HONOURABLE MS.JUSTICE P.T.ASHA

S.A.No.94 of 2009

and

M.P.1 of 2009

A.M. Kolandaivelu

...Appellant

versus

1. N. Varadharajaperumal

2. Sengodagoundar

3. Nallagoundar

...Respondents

Second Appeal filed against the judgment and decree passed in A.S.No.70 of 2006 dated 23.09.2008 on the file of Sub Court, Bhavani, Erode District confirming the judgment and decree of the trial court in decreeing the counter claim in O.S.No.69 of 2005 dated 06.02.2006 on the file of the I Additional District Munsif Court, Bhavani, Erode District.

For Appellant : Mr. S. Saravanan

For Respondents : R1 to R3 - Died

JUDGMENT

The records would show that the third respondent has passed away on 28.01.2018 and the second respondent on 04.04.2014. Likewise the first respondent has also passed away. However, no steps have been taken to date to bring on record the legal representatives of the deceased respondents.

2. The learned counsel for the appellant would submit that despite his best efforts to contact the appellant, the appellant has not responded to his letters.



3. Considering the fact that to date, steps have not been taken to bring on record the legal representatives of the deceased respondents, the Second Appeal stands dismissed as abated. Consequently, connected Miscellaneous Petition is closed. No costs.

-s/d-

Assistant Registrar(CCC)

True Copy

Sub-Assistant Registrar

mrn

To

1. The Sub Court, Bhavani, Erode District

2. The I Additional District Munsif Court,
Bhavani, Erode District.

S.A.No.94 of 2009

and

M.P.1 of 2009

RP(CO)

SP(15/07/2021)