

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.03.2021

CORAM

THE HON'BLE Ms. JUSTICE R.N.MANJULA

S.A. No.416 of 2010
and
MP.No.1 of 2010

Srinivasan

: 4th defendant/appellant/appellant

Vs.

1.Muthukuttiammal

: Plaintiff/1st respondent/respondent

2.Kalayani

3.Kesavan : Defendants 2 and 3 /respondents 2 and 3
/respondents

PRAYER : The Second Appeal filed under Section 100 C.P.C. against the judgement and decree of the Court of the Sub Court, Poonamallee in A.S.21 of 2007 dated 28.04.2009 in confirming the judgement and decree of the Court of the District Munsif, Poonamallee in O.S.No.851 of 1993 dated 04.09.2006.

For Appellant : M/S.V.Srimathi
For Respondents : No appearance.

JUDGEMENT

This Second Appeal is filed against the judgement and decree of the Court of the Sub Court, Poonamallee in A.S.21 of 2007 dated 28.04.2009 in confirming the judgement and decree of the Court of the District Munsif, Poonamallee in O.S.No.851 of 1993 dated 04.09.2006.

2. When the matter was posted on 09.02.2021 the learned counsel for the appellant requested adjournment. At the request of the appellant, it was adjourned to 26.02.2021. On 26.02.2021, it was submitted that the sole appellant died and steps have to be filed. Thereafter the matter was posted on 12.03.2021 and 18.03.2021. But steps was not filed. The appeal is of the year 2010 and it is pending for several years without any progress.

3. Learned counsel for the appellant repeatedly sought time to take steps. Despite sufficient time granted, steps not filed. Even a memo is not filed to record the death of the appellant.

4. In view of the same the Second Appeal is dismissed "for default". No costs. Connected miscellaneous petition if any are closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

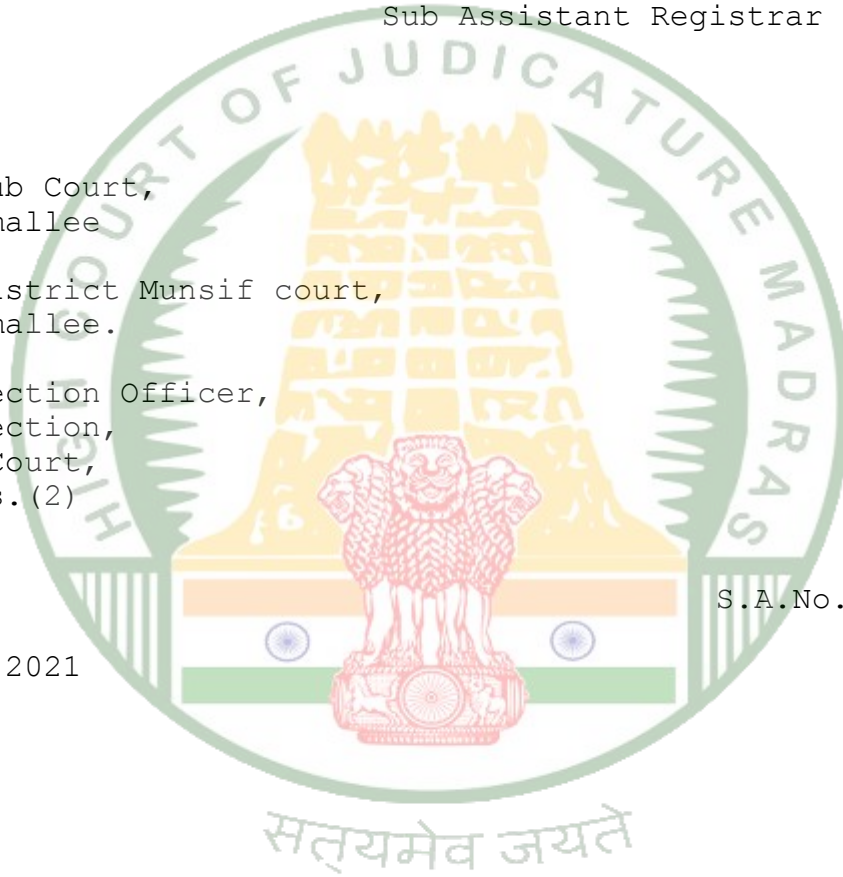
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To

1. The Sub Court,
Poonamallee
2. The District Munsif court,
Poonamallee.
3. The Section Officer,
V.R.Section,
High Court,
Madras.(2)

GSM(CO)
CSR 28.04.2021

S.A.No.416 of 2010



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