



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2021

CORAM

THE HONOURABLE MRS. JUSTICE J.NISHA BANU

S.A.No.1062 of 2005

and

C.M.P.Nos.937 of 2011 and 396 of 2014

Dasarathan

...Appellant

Vs

1.J.Veerasamy
2.Ranganathan (Died)
3.Sekar Nagar Welfare Association
Rep.by its Secretary
Lakshmipathy
4.Ellammal
5.Annamalai
6.Parasuraman
7.Kumari

...Respondents

(Respondents 4 to 7 are brought on record as
L.R's of the deceased R2 vide order dated
12.2.2013 made in C.M.P.Nos.773 to 775/2009
in S.A.No.1062 of 2005)

Second Appeal filed under Section 100 of the Code of Civil Procedure as against the judgement and decree dated 05.09.2004 made in A.S.No.81 of 2004 on the file of the IV Additional City Civil Court, Chennai, confirming the judgement and decree dated 01.12.2003 made in O.S.No.5807 of 1998, on the file of the XIII Assistant City Civil Court, Chennai.

For Appellant : Mr.Bharath Kumar
for Mr.T.R.Rajaraman

For Respondents : Mr.A.Muthu Kumar
for R1, R3 to R7

J U D G M E N T

When the case was taken up for hearing on 15.11.2021, the learned counsel appearing for the appellant sought adjournment for getting instructions from his client to pursue the matter further, and hence, the case was adjourned by today.



2.Today, when the case is taken up for hearing, the learned counsel for the appellant submits that he has handed over the case bundle to the appellant and the appellant is very well aware of the hearing of the case, today. Despite the same, there is no representation for the appellant either in person or through counsel.

3.In the light of the above, this Second Appeal is dismissed for default. However, there shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

ms

To

- 1.The IV Additional Judge,
City Civil Court,
Chennai,
- 2.The XIII Assistant Judge,
City Civil Court, Chennai.

S.A.No.1062 of 2005

and

C.M.P.Nos.937 of 2011 and 396 of 2014

PL (CO)

PR (13/12/2021)