



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.07.2021

CORAM:

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

S.A.No.827 of 2005

Alava Udayar

...Appellant

vs

1.Kuppu Udayar

2.Duraisamy

3.Subraya Udayar

...Respondents

Prayer: Second Appeal filed under Section 100 of C.P.C., against the Judgment and Decree dated 31.12.2004 made in A.S.No.111 of 2003 on the file of the Principal Subordinate Judge at Tindivanam, reversing the Judgment and Decree dated 21.01.2003 made in O.S.No.222 of 1998 on the file of the Principal District Munsiff at Tindivanam.

For Appellant : Ms.N.Mala

For Respondents : R1 - Died

JUDGMENT

This Court by its earlier order dated 19.04.2021 made it clear that if steps are not taken to bring on record the legal representatives of the deceased fourth respondent before the next hearing date, the Second Appeal shall stand automatically dismissed for non-prosecution. Till date, steps have not been taken to bring on record the legal representatives of the deceased fourth respondent. The Second Appeal is of the year 2005. It can now be inferred that the Appellant is not interested in prosecuting the Second Appeal. Accordingly, this Second Appeal is dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

pam



To

1.The Principal Subordinate Judge at Tindivanam.

2.The Principal District Munsiff at Tindivanam.

Copy to

The Section Officer,
V.R.Section,
High Court, Madras.

S.A.No.827 of 2005

RP (CO)
RVM(27/07/2021)