



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.06.2021

CORAM

THE HON'BLE MR.JUSTICE C.SARAVANAN

S.A.No.408 of 2012

and

M.P.No.1 of 2012

K.C.T. Madalayam @ Ponnambalasamy Madalayam

(Attached to Kovilur Sri - La - Sri Muthu

Ramalinga Gnana Desigar Madalayam),

Rep by its Madthipathi Sri - La - Sri Nachiyappa

Swamigal,

Having his abode at Kovilur - Karaikudi

through his Power Agent

M.M.Meyyappan, S/o.Meyyappa Chettiar,

Door No.14, Kinathadi Kali Koil Street,

Karaikudi.

...Appellant/Plaintiff

Vs.

1.Balachandran

2.Baskaran

3.Venkatagiri

4.Seeni @ Seenivasan

...Respondents/Respondents/Defendants

Second Appeal filed under Section 100 of C.P.C., to set aside the judgment and decree of the Subordinate Judge's Court at Chidambaram, dated 16.09.2011 in A.S.No.22 of 2011 Partly reversing the judgment and decree of the Principal District Munsif Court at Chidambaram in O.S.No.247 of 2007 dated 22.01.2011.

For Appellant : Mr.P.Valliappan

For Respondents: Mr.P.Gopalan

JUDGMENT

The learned counsel for the appellant and the respondent confirms that the issue has attained finality by the judgment and decree passed by this Court on 11.02.2020 in S.A.No.1747 of 2001.

2.This appeal arises out of a subsequent suit filed by the appellant against the legal heirs of the sole defendant in the earlier proceedings which has now attained finality in S.A.No.1747 of 2001.



3.It is noticed that the respondent herein were also impleaded in S.A.No.1747 of 2001. Since the issue is now fully covered in favour of the appellant by the judgment and decree dated 11.02.2020, nothing survives for further adjudication in this appeal.

4.Accordingly, this appeal stands closed. No costs. Consequently, connected Miscellaneous Petition is closed.

s/d-
Assistant Registrar (CS-II)

True Copy

Sub-Assistant Registrar

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To:

- 1.The Subordinate Judge's Court at Chidambaram.
- 2.The Principal District Munsif Court, Chidambaram.

Copy to
The Section Officer
VR Section
High Court, Madras 104.

+1 CC to Mr.V. Srikanth, Advocate sr 30710.

S.A.No.408 of 2012
and
M.P.No.1 of 2012

BP (CO)
SP(18/08/2021)