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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.06.2021

CORAM

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

Second Appeal No.285 of 2017
and
C.M.P.No.6806 of 2017

1.M.Ravikumar
S/o.Murugesha Mudaliar

2.M.Premkumar
S/o.Murugesha Mudaliar

...Appellants/Respondents/
Plaintiffs

Vs.

G.Subramani

...Respondent/Appellant/Defendant

Prayer:- The Second Appeal filed under Section 100 of C.P.C., against the judgment and decree dated 29.11.2012 passed in A.S.No.35 of 2007 on the file of the Subordinate Judge, Arni, Tiruvannamalai District whereby reversing the judgment and decree dated 09.02.2007 passed in O.S.No.420 of 1999 on the file of the District Munsif Court, Arni, Tiruvannamalai District.

For Appellants : No Appearance

For Respondent : No Appearance

J U D G M E N T

(The case has been heard through video conference)

When the matter was listed on 28.04.2021, there was no representation for the appellant. Therefore, this Court had directed the Registry to list the matter under the caption "for dismissal" on 03.06.2021. The matter again came up for hearing before this Court on 16.06.2021 and this Court having referred to the previous direction of this Court, directed the matter to be listed under the caption either "for disposal on merits or for dismissal". Again there was a request by the appellant and the matter was posted on 23.06.2021 under the same caption. Once again on 25.06.2021 there was a request by the Senior Counsel appearing for the appellant to post this matter on 29.06.2021. Despite the matter having been listed today at the request of the learned Senior Counsel, there is no representation on the side of the appellant.



2. In view of the above, this Court is inclined to dismiss this second appeal for non prosecution. This Second Appeal stands dismissed for non prosecution accordingly. Consequently, the connected miscellaneous petition is also dismissed. No costs.

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Sd/-
Assistant Registrar(CCC)

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Sub Assistant Registrar

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To:

1. The Subordinate Judge
Arni, Tiruvannamalai District
2. The District Munsif Court
Arni, Tiruvannamalai District

S.A.No.285 of 2017
and
C.M.P.No.6806 of 2017

VSN-II (CO)
RGA (/07/2021)