



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.02.2021

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

S.A. (MD)No.295 of 2007

M.Murugaiah Servai

... Appellant

Vs.

1.Pandi

2.Bose

3.Mari

... Respondents

PRAYER: Second Appeal filed under Section 100 of Civil Procedure Code, against the decree and judgment dated 18.10.2006 made in A.S.No.41 of 2005 on the file of the learned Subordinate Judge, Aruppukkottai, confirming the decree and judgment dated 31.03.2005 made in O.S.No.176 of 1999 on the file of the learned District Munsif, Aruppukkottai.

For Appellant : Mr.T.V.Sivakumar

For Respondents : Mr.V.Perumal

JUDGMENT

When this Second Appeal is taken up for hearing, the learned counsel appearing for the appellant informs that he has no instructions and he has filed a memo to that effect. The said memo is placed on record.

2. The learned counsel appearing for the respondents submits that the sole appellant died in the year 2013. The said submission is recorded.

3. Hence, this Second Appeal is dismissed for default. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar



Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

- 1.The Subordinate Judge, Aruppukkottai,
- 2.The District Munsif, Aruppukkottai.
- 3.The Section Officer, (2Copies)
Vernacular Records,
Madurai Bench of Madras High Court,
Madurai.

+1CC to M/s.S.PARTHA SARATHY, Advocate (SR-5452[F] dated 16/02/2021)

+1 CC to M/s.V.PERUMAL, Advocate (SR-5503[F] dated 17/02/2021)

S.A. (MD) No.295 of 2007
16.02.2021

VSM
MS/27.02.2021/2P.7C