



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.07.2021

CORAM

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

S.A. (MD) No. 525 of 2010

WEB COPY

1. Perumal Nadar (Died)
2. Periasamy Nadar
3. Amma Ponnu
4. Periyathai
5. Inbaraj
6. Chelladurai

(Appellants 3 to 6 are brought as LR's. Of the deceased

1st appellant vide Order dated 03.02.2016 in

M.P. (MD) No. 1 of 2014)

... Appellants/

Appellants/Plaintiffs

Vs.

1. R. Vellaiah (Died)
2. Uchimahali
3. Chinna Uchimahali
4. Eswari
5. Velusamy
6. Jacob
7. Immanuel Devadasan
8. Polamadi
9. Kaleeswari
10. Seethalakshmi

(R-2 & R-3 who are already on record are recorded

as LR's. of the deceased R-1 vide Order dated

19.02.2012 in M.P. (MD) No. 1 of 2012)

(R-8 to R-10 are brought on record as LR's. of the deceased

R-1 vide Order dated 19.02.2012 in M.P. (MD) No. 1 of 2012)

... Respondents/

Respondents/Defendants

Prayer: Second appeal filed under Section 100 of C.P.C., to call for the records in A.S.No.41 of 2009 on the file of the Principal Subordinate Judge, Tirunelveli and set aside the Judgment and Decree dated 31.03.2010 confirming the Judgment and Decree dated 09.02.2009 in O.S.No.6 of 2004 on the file of the I Additional District Munsif, Tirunelveli and allow the appeal as prayed for or in the alternative remand the suit to the trial Court for disposal in accordance with law.

For Appellants

For R-2 to R-4

For R-5 & R-6

For R-7 & R-8

: No appearance.

: Mr.M.V.Venkataseshan

: Mr.G.Prabhu Rajadurai

: No appearance.

**J U D G M E N T**

None appears for the appellants.

This second appeal is dismissed for default. No costs.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

PMU

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 Principal Subordinate Judge,
Tirunelveli.
2. The I Additional District Munsif,
Tirunelveli.
3. The Record Keeper, V.R.Section, (2C)
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.G.PRABHU RAJADURAI, Advocate (SR-22027[F] dated 12/07/2021)

S.A. (MD) No.525 of 2010
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KMK(CO)

KB(19.07.2021) 2P 6C