



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.12.2021

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THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

S.A(MD)No.7 of 2012

1.R.Nagarajan
2.M.Ramuthevar
3.Mariammal

... Appellants/Appellants/Defendants

Vs.

1.D.Mathiyazhagan
2.D.Rajendran
3.D.Thennarasu

... Respondents/Respondents/Plaintiffs

Prayer : Second Appeal filed under Section 100 of the Code of Civil Procedure against the judgment and decree, dated 04.06.2010 passed in A.S.No.52 of 2009, on the file of the Subordinate Court, Ramanathapuram, confirming the judgment and decree, dated 18.09.2009 passed in O.S.No.275 of 1995 on the file of the District Munsif cum Judicial Magistrate Court, Thiruvadanai.

For Appellants : No Appearance
For Respondents : Mr.S.A.Ajmal Khan

JUDGMENT

When the matter was taken up for hearing on 30.11.2021, even though this Court is not inclined to grant permission for taking steps, as there was a delay of eight years, learned counsel for the appellants seeks short accommodation for taking steps, thereby the matter was listed on 07.12.2021 for taking steps. On 07.12.2021, there was no representation on behalf of the appellants, thereby the matter was directed to be listed today under the caption 'for dismissal'.

2. Even today (09.12.2021), there is no representation for the appellants. The Second Appeal is of the year 2012. When the matter is taken up for hearing, there is no representation on behalf of the appellants and the same clearly indicates that the appellants have not shown any interest to prosecute the appeal any further. Hence, the Second Appeal is dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To

- 1.The Subordinate Judge,
Ramanathapuram.
- 2.The District Munsif cum Judicial Magistrate,
Thiruvadanai.
- 3.The Record Keeper,
V.R. Section,
Madurai Bench of Madras High Court,
Madurai. (2 copies)

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