



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.08.2021

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

S.A.(MD)Nos.860 & 861 of 2012

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S.A.(MD)No.860 of 2012

Gandhi Ammal

... Appellant / 3rd Respondent /
3rd Plaintiff

Vs.

1. Karuppayee
2. Balammal
3. Vanarani
4. Perumal Thevar
5. Annaperumayee
6. Ramu
7. Seemaichamy
8. Murugan
9. Kasimayan
- 10.Amsukodi
- 11.Jeya Raj
- 12.Muthu Raman

... Respondents / Appellants 1 to 3
and Respondents 1, 2 and 4 to 10/
Plaintiffs 1,2 and 4 to 10 &
Defendants 1 to 3

Respondents 4 to 12 set exparte
in appeal and hence they were
Given up.

Prayer: Second appeal filed under Section 100 of C.P.C., to allow the second appeal and set aside the judgment and decree dated 09.11.2005 made in A.S.No.76 of 2003 on the file of the I Additional Sub Court, Madurai, reversing the judgment and decree dated 06.12.2000 passed in O.S.No.97 of 1997 on the file of the District Munsif Cum Judicial Magistrate, Usilampatti.

S.A.(MD)No.861 of 2012

1. Muthusamy
2. Gandhi Ammal
3. Amsukodi

... Appellants / Respondents 1to3 /
Defendants 1 to 3

Vs.

1. Kalyanai
2. Balammal

... Respondents /Appellants /
Plaintiffs



Prayer: Second appeal filed under Section 100 of C.P.C., to allow the second appeal and set aside the judgment and decree dated 09.11.2005 made in A.S.No.113 of 2003 on the file of the I Additional Sub Court, Madurai, reversing the judgment and decree dated 06.12.2000 passed in O.S.No.66 of 1997 on the file of the District Munsif Cum Judicial Magistrate, Usilampatti.

(in both S.As.)

For Appellants : Mr.PT.S.Narendravasan

For Respondents : Mr.S.Ramsundar Vijayaraj
for R-2 in S.A.(MD)No.860 of 2012 &
for R-1 & R-2 in S.A.(MD)No.861 of 2012.

Mr.M.Alaguthevan
for R-3 in S.A.(MD)No.860 of 2012.

Respondents 4 to 12-given up vide in
SA(MD).860/2012

C O M M O N J U D G M E N T

The learned counsel appearing for the appellants reports no instructions. These second appeals are dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar (AE)

// 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 I Additional Sub Judge,
Madurai.

2. The District Munsif Cum Judicial Magistrate,

<https://hcservices.ecourts.gov.in/hcservices/>



3. The Record Keeper, V.R.Section,
Madurai Bench of Madras High Court, Madurai.

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S.A. (MD) Nos. 860 & 861 of 2012
18.08.2021

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