



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 12.03.2021

CORAM

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

S.A. (MD)No.157 of 2015

P.Saravanan

Appellant

Vs.

- 1.Merlin Lidiya Rose
- 2.Periyasamy
- 3.N.Shanthi
- 4.N.Premalatha
- 5.S.Rakesh Guru
- 6.S.Samuthrakani
- 7.S.Jeyaguru
- 8.Krishnammal
- 9.Subramaniya Thevar

10.The District Collector
Collectorate Complex,
Virudhunagar Collectorate,
Virudhunagar.

11.The District Revenue Officer,
Collectorate Complex,
Virudhunagar Collectorate,
Virudhunagar.

12.The Revenue Divisional Officer,
Reserve Line,
Sivakasi West,
Sivakasi Taluk,
Virudhunagar District.

Respondents

PRAYER:- Second Appeal filed under Section 100 of Code of Civil Procedure, against the Judgment and Decree dated 28.02.2014, passed in the appeal in A.S.No.18 of 2012, on the file of the Subordinate Judge, Sivakasi, confirming the judgment and decree dated 19.11.2010, passed in the suit in O.S.No.160 of 2006, on the file of the District Munsif, Sivakasi.

For Appellant	: Mr.J.Barathan
For R1	: Mr.M.P.Senthil
For R3,R4 & R6	: Mr. D.Venkatesh
For R10 to R12	: Mr.V.R.Shanmuganathan



J U D G M E N T

It is stated that the second respondent is no more and the learned counsel would submit that the appellant has not responded to his letters to enable him to take steps to implead the legal heirs.

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2.The decree is indivisible. The appeal cannot be proceeded with the absence of the legal heirs of the deceased second respondent. Hence, the Second Appeal is dismissed. No costs.

Sd/-

Assistant Registrar (T&P)

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Sub Assistant Registrar(CS)

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To

- 1.The Subordinate Court, Sivakasi
- 2.The District Munsif, Sivakasi.
- 3.The Section Officer,
Madurai Bench of Madras High Court,
Madurai.

Judgment made in
S.A. (MD)No.157 of 2015
Dated 11.03.2021

GS (07.05.2021) 2P 4C