



S.A.No.1175 of 2000

WEB COPY IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 19.09.2022

CORAM:

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

S.A.No.1175 of 2000

1. Nanjammal
2. Karuppanan
3. Kanniappan
4. Madeswaran
5. Palaniammal
6. Baby @ Bakkialakshmi
7. Minor Gunasekaran
8. Minor Karthikeyan

(Minors 7 & 8 are represented by their mother and natural guardian Palaniammal)

9. Annammal
10. Karuppusamy (Deceased)
11. Thangaraju
12. Thangamani
13. Indirani
14. Dhanalakshmi
15. Arunthavaselvi
16. Kannaiappan

(Appellants 14 to 16 brought on record as
LRs of the deceased 10th appellant vide order of Court
dated 25.01.2019 made in CMP.No.3660 to 3662 of 2018
in SA.No.1175 of 2000)

.. Appellants

Versus



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1. Kannan
2. Varadharajan
3. Ayyammal
4. Emmperumal
5. Krishna
6. Duraisamy
7. Sivabakkiam
8. Matheswaran
9. Soundarrarajan
10. Anandhan
11. Akilandeswari
12. Dharmalingam
13. Sumathi
14. Dr.Vasu

.. Respondents

Second Appeal is filed under Section 100 of Civil Procedure Code against the judgment and decree dated 27.07.1999 passed in A.S.No.59 of 1994 on the file of the II Additional District Judge, Erode, reversing the judgment and decree dated 23.02.1994 passed in O.S.No.801 of 1983 on the file of the II Additional District Munsif, Erode.

For Appellants : Ms.P.Vidhyashree
for M/s. P.T.Ramadevi

For R1 : died
For R2 to R14 : Given up



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JUDGMENT

The learned counsel appearing for the appellants submitted that the first respondent, who is the contesting respondent in the present second Appeal passed away. However, no particulars relating to the death certificate of the deceased, details of the legal heirs, etc. were furnished so as to file a petition to implead the legal heirs of the deceased first respondent. Therefore, the learned counsel is unable to proceed with the case. She has also made an endorsement to that effect in the Court bundle.

2.Recording the submissions and the endorsement so made by the learned counsel for the appellants, this second appeal is dismissed as abated. No costs.

19.09.2022

Index : Yes/No

Internet: Yes/No

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KRISHNAN RAMASAMY J.,

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To

1. The II Additional District Judge, Erode.
2. The II Additional District Munsif, Erode.
3. The Section Officer, V.R. Section,
High Court of Madras, Chennai 600 104.

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