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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.02.2022

CORAM

THE HONOURABLE MRS. JUSTICE R. HEMALATHA

S.A.No. 1186 of 2010

and

M.P.No.1 of 2010

1.Palaniappa Gounder  
2.Manoharan

... Appellants / Defendants

Vs.

1.A.Sundaram

2.The Executive Officer,  
Surampatti Town Panchayat,  
Having Office at  
Dr.Radhakrishnan Road,  
Teacher's Colony,  
Erode - 638 011.

... Respondents

Prayer : Second Appeal filed under Section 100 CPC, 1908 against the decree and judgment dated 23.12.2008 passed in A.S. No.90 of 2007, on the file of the Principal District Court, Erode, partly upholding and partly modifying the decree and judgment dated 05.07.2006 passed in O.S. No.332 of 2004, on the file of the I Additional District Munsif Court, Erode.

For Appellants : No appearance

For R2 : Mr.P.Harish,  
Government Advocate

#### JUDGMENT

When the second appeal came up for hearing on 18.02.2022, there was no representation for the appellants and hence was directed to be posted under the caption 'for dismissal' on 21.02.2022. Even today, i.e., 21.02.2022 there is no representation for the appellants. The learned counsel appearing for the second respondent is present.



2. In view of the same, the Second Appeal is dismissed for non prosecution. No costs. Consequently, the connected miscellaneous petition is closed.

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Sd/-  
Assistant Registrar(CS III)

/True Copy//

Sub Assistant Registrar

mtl

To

1. The Principal District Court,  
Erode.
2. The I Additional District Munsif Court,  
Erode.
3. The Section Officer,  
VR Section, High Court, Madras.

+lcc to Mr.K.Govi Ganesan, Advocate, S.R.No.11280  
+lcc to the Special Government Pleader, S.R.No.11317

S.A.No. 1186 of 2010  
and  
M.P.No.1 of 2010

RK[co]  
NSK/19/05/2022