



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **06.06.2022**

CORAM:

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

A.S(MD)No.151 of 2008

Manickam

... 8th defendant/Appellant

.Vs.

1.Sabira Begam
2.Kuraisabegam
3.Sahar Banu
4.Rabiyathul Bashiria
5.Saithani Begum
6.Syed Niamathullah
Fathima Bivi (died)
7.Mohamed Arif
8.Zahir Hussain
9.Roja @ Sirajunisa
10.Hasina Begum
11.Sahira Banu
12.Sunaitha Begum

...Plaintiffs 1 to 6/Respondents

...Defendants 2 to 7/Respondents

PRAYER: Appeal Suit filed under Section 96 of Civil Procedure Code, to set aside the judgment and decree passed in O.S.No.111 of 2004, dated 31.10.2007 on the file of the I Additional District Judge, Fast Track No.I, Thanjavur.

For Appellant : Mr.R.Giridharan

For R1 to R6 : Mr.V.K.Vijayaraghavan

JUDGMENT

Sole appellant died in the year 2015 itself. Even though the plaintiff filed an appeal in A.S.(MD)No.8 of 2009 in which, he has taken the steps in the year 2015, whereas, in the appeal in A.S.(MD)No.151 of 2008 the appellant has not taken any steps to bring on record the legal representative of the deceased sole appellant. Once the sole appellant died, if steps have not taken within 90 days, the



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appeal will be dismissed as abated automatically. Hence, this appeal is dismissed as abated. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

- 1.The I Additional District Judge,
Fast Track No.I, Thanjavur.
- 2.The Record Keeper,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.

A.S (MD) No.151 of 2008

06.06.2022

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