



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.06.2022

CORAM:

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

A.S(MD)No.192 of 2009

and

M.P(MD)Nos.2 of 2009 and 1 to 3 of 2013

K.Rajamani Ammal

...Appellant/ Plaintiff

.Vs.

1.Ashma Properties (Private) Limited,
Near Sethu Institute of Technology,
Anna Nagar,
Madurai-20.

2.Yusuf

3.Dinakar Rajeswara Durai

4.Jayarajeswara Durai (died)

(Death of fourth respondent recorded as per the order of Court dated 05.10.2015 made in A.S(MD).No.192 of 2009 by MDJ. Memo. SR.No.35764 of 2013 filed on 16.08.2013)

5.Thanga Rajeswara Durai

6.Bhanumathi Nachair

7.Parvatha Rajeswara Dorai

8.Geethamanicka Nachiar

9.Minor. Vasanthapriya

Rep. by Mother and Natural Guardian

Geethamanicka Nachiar

...Defendants/Respondents

PRAYER: Appeal Suit filed under Section 96 of Civil Procedure Code, to set aside the judgment and decree passed in O.S.No.18/2002, dated 30.01.2004 on the file of the learned Additional District Judge (Fast Track Court) Ramanathapuram.

For Appellant

: Mr.Vellaichamy



JUDGMENT

The sole appellant died in the year 2021 itself and till date, no steps have been taken to bring on record the legal representatives. Once the sole appellant died, if steps have not taken within 90 days, the appeal gets abated automatically.

2. In this case, till date no steps have been taken and hence, this appeal is dismissed as abated. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-II)

// True Copy //

/07/2022

Sub Assistant Registrar(CS)

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To

1.The Additional District Judge (Fast Track Court),
Ramanathapuram.

2.The Record Keeper,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.V.RAMAKRISHNAN, Advocate (SR-25318[F] dated 13/06/2022

A.S(MD)No.192 of 2009
10.06.2022

KG(CO)

KB(05.07.2022) 2P 5C