



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.06.2022

CORAM:

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

A.S(MD)No.77 of 2006

and

C.M.P(MD)No.2740 of 2006

S.R.Suriyamohan

... Plaintiff/Appellant

.Vs.

1.S.R.Krishnamoorthy
2.S.R.Subramanian
3.S.R.Madhanmohan
4.S.R.Sarathachandran
5.S.R.Chandramohan
6.Srimathi R.K.Krishnaveni
7.Srimathi S.S.Brindha
8.Srimathi Suganya
9.S.M.Mekala
10.S.S.Meera
11.S.C.Ranjani

...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.252/2004, dated 25.07.2005 on the file of the Additional District and Sessions Judge (Fast Track Court No.III), Madurai to allow the appeal.

For Appellant	: Mr.Veerasamy for Mr.M.V.Venkataseshan
For R1	: Mr.M.N.Sankaran
For R3 & R9	: Mr.M.Saravanan
For R5 & R11	: Mr.D.Nallathambi

JUDGMENT

The learned counsel appearing for the respondents 5 & 11, who filed cross-objection, has stated that the sole appellant died in the year 2006 itself and from the year 2006 to till date, no steps have been taken to bring on record the legal heirs. Once the sole appellant died, if steps have not taken within 90 days, the appeal will be dismissed as 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 petition is closed.

Sd/-

Assistant Registrar (CS-III)

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Sub Assistant Registrar(CS)

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To

1.The Additional District and Sessions Judge
(Fast Track Court No.III), Madurai.

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

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and

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