



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.06.2022

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

A.S(MD)No.9 of 2010

and

M.P(MD)No.1 of 2010

- 1.Periyanayaki
- 2.K.Pandian
- 3.G.Radhakrishnan
- 4.S.JanaBai
- 5.K.Sakundala
- 6.Mariaraj
- 7.Susaiammal
- 8.M.Palanichami
- 9.Devaki
- 10.A.Sivabagyam
- 11.Syed Ali
- 12.R.Jyothi
- 13.Phelominal
- 14.Chinthamani
- 15.Aravamudhan
- 16.Lakshmi
- 17.Karupayee Ammal
- 18.Ramayee
- 19.Brihadambal
- 20.Govindarajalu
- 21.V.Rohini
- 22.Krishnamurthi
- 23.Sargunavathi
- 24.Lalitha
- 25.Muthuraman Chettiar
- 26.Chellammal
- 27.Kamalam
- 28.Lourthu Mary
- 29.V.S.Ramachandran
- 30.P.Sundari Ammal
- 31.M.Chandra
- 32.Sankaran
- 33.Krishnan
- 34.K.Kumar

:Appellants/Defendants (Defendants
4, 5, 6, 7, 12, 17, 21, 23, 26, 27, 28, 29, 31,
32, 33, 34, 35, 37, 38, 39, 40, 43, 49,
50, 51, 54, 55, 64, 65, 66, 67, 68, 71
and 72)



.VS.

Meda G.Mohan (died)

1.Dr.Santha Mohan

2.Abhirami

3.M.Nagarajaj

4.M.Krithika

:Respondents/Plaintiffs (Plaintiffs 2,3,4
and 5)

5.Rengaraj

6.K.Gurusami Tailor

7.R.Jayalakshmi

8.Yasoda Bai

9.S.Gopalakrishnan

10.Rajendran

11.V.Ujjivanam

12.R.Ramasami rauth

13.R.Dhanabakiam

14.Adaikalasami Pillai

15.Narayanasamiraju

16.Muthulakshmi

17.Mariyayee

18.Subramanian

19.Ananthalakshmi

20.R.Leelavathi

Andal Ammal (deceased)

21.Syed Rasul

22.V.S.Thangavelu Pillai

Govindaraj (deceased)

K.Meenal (deceased)

23.S.Muruganandam

24.Jebamalai

25.Devaraj

26.Shanmugam

Govindasamy Pillai (deceased)

27.Kaliaperumal

28.Singamuthu

Lakshmana Pillai (deceased)

29.Manickavasagam

30.Ramakrishnan



32.Sagunthala
33.Baskaran
34.M.Palanisamy
35.V.Ramakrishnan
36.Priya
37.Dhanam
38.Ragunathan
39.Uma Maheswaran
40.Eswari

:Respondents/Defendants
(Defendants 1,2,3,8,9,10,11,13,
14,15, 16, 18,19, 20,22,24, 30, 36,
44, 45, 46, 47, 52, 53, 57,
58, 59, 60, 61, 62, 63,
69, 70,73, 74 and 75)

PRAYER: First Appeal filed under Section 96 of the Civil Procedure Code against the judgment and decree made in O.S.No.118 of 2004, dated 31.12.2009, on the file of Additional District Judge/Fast Track Court, Pudukkottai.

For Appellants	:Mr.S.Mahdavan
For Respondents	:No appearance

JUDGMENT

The appeal suit is pending from the year 2010. Even the learned counsel for the appellants is not in a position to say whether all the appellants are alive or not and so far, no memo has been filed reporting the death of some of the appellants. Even without any progress, the appeal suit is pending from the year 2010. When the matter was listed for hearing on 13.6.2022, at request of the learned counsel for the appellants, the matter stands adjourned to 22.06.2022. Today, when the matter is taken up for hearing, the learned counsel for the appellants is not ready to argue the appeal suit.

2.In view of the same, the appeal suit is dismissed for non-prosecution. No costs. Consequently, connected Miscellaneous Petition is dismissed.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

vsn



To

The Additional District Judge/
Fast Track Court,
Pudukkottai.

COPY TO:-

The Section Officer,
V.R.Section,
Madurai Bench of Madras High Court,
Madurai. (2 Copies)

+1 CC to M/s.V.S. BALAMURUGAN, Advocate (SR-27588[F]
dated 23/06/2022)

JUDGMENT MADE IN
A.S (MD) No.9 of 2010
and
M.P (MD) No.1 of 2010
22.06.2022

NSN (CO)
GC (30.06.2022) 4P 5C