



WEB COPY

S.A.(MD)No.191 of 2010

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.04.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

S.A.(MD)No.191 of 2010

Eaganathan @ Balathandayuthapani

... Appellant / Respondent /
Plaintiff

Vs.

Vellaiammal (Died)

1. Alagarsamy Chettiar (Died)

2. Murugan

3. Chandran

4. Malliga

5. Krishnaveni

(R-2 to R-5 were recorded as LRs. of the deceased R-1 vide Order dated 30.04.2014 and Memo USR No.1893 of 2010 was recorded)

... Respondents / Appellants /
Defendants

Prayer: Second appeal filed under Section 100 of C.P.C., to set aside the Judgment and Decree dated 27.11.2009 in A.S.No.2 of 2002 passed by the learned Subordinate Judge, Palani, reversing the Judgment and Decree dated 21.11.2001 in O.S.No.194 of 1996 passed by the District Munsif / Judicial Magistrate, Kodaikanal in so far as the recovery of possession is concerned and to allow the second appeal.

For Appellant : No appearance.

For R-3 & R-4 : Mr.M.Muthu Geethaiyan

* * *

J U D G M E N T

None appears for the appellant.



2. This second appeal is dismissed for non-prosecution. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

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/ /2022

Sub Assistant Registrar(CS)

PMU

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The District Munsif /
Judicial Magistrate, Kodaikanal.
2. The Subordinate Judge,
Palani.
3. The Record Keeper, V.R.Section,
Madurai Bench of Madras High Court,
Madurai. (2 COPIES)

+1 CC to M/s.D. SRINIVASARAGAVAN, Advocate (SR-17551[F] dated 08/04/2022)

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_RD(13.05.2022) 2P 6C