



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.02.2022

CORAM

**THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN**

S.A. (MD)No.722 of 2010

S.A.Raja

... Appellant / 3<sup>rd</sup> Respondent /  
6<sup>th</sup> Defendant

Vs.

1. Brahmanandam ... 1<sup>st</sup> Respondent / 1<sup>st</sup> Respondent /  
Plaintiff

2. Lekshmiammal  
3. Thirunavukkarasu  
4. Bhagavathyperumal  
5. Natesan  
6. Sargunam

... Respondents 2 to 6 /Appellants 1to 4,  
2<sup>nd</sup> Respondent / Defendants 1 to 5

**Prayer:** Second appeal filed under Section 100 of C.P.C., against the Judgment and Decree dated 31.01.2007 passed by the learned District Judge, Kanyakumari at Nagercoil, in A.S.No.194 of 2004 reversing the Judgment and Decree of the I Additional Subordinate Judge, Nagercoil, in O.S.No.10 of 1995 dated 27.04.2004.

For Appellant : Mr.S.Ramesh,  
for Mr.V.Raghavachari.

For R-5 : No appearance.

\* \* \*

### J U D G M E N T

The sole appellant passed away several years ago. However, the legal heirs have not come on record. Steps have not been taken.

2. This second appeal is dismissed as abated. No costs.

Sd/-

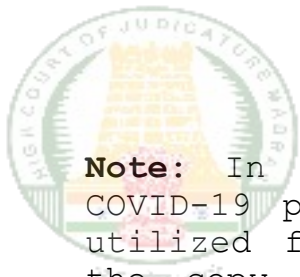
Assistant Registrar(CS-III)

// True Copy //

/ /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 Judge,  
Kanyakumari at Nagercoil.
2. The I Additional Subordinate Judge,  
Nagercoil.
3. The Record Keeper, V.R.Section,  
Madurai Bench of Madras High Court,  
Madurai. (2 copies)

S.A. (MD) No. 722 of 2010  
21.02.2022

sk (CO)  
TR(11.03.2022) 2P 5C