



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **19.01.2022**

CORAM

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

S.A (MD)No.17 of 2013

A.S.Ramasamy

... Appellant/Respondent/Plaintiff

Vs.

S.Kaliappan (Died)

... 1st Respondent/Appellant/Defendant

2.Mariamammal

3.K.Siva

4.K.Anand

... Respondents 2 to 4/

Lrs of the deceased sole respondent

(RR 2 to 4 are brought on record as Lrs of the deceased sole respondent, vide order dated 24.11.2021 made in M.P(MD)Nos.1 to 3 of 2015).

Prayer: Second Appeal filed under Section 100 of the Code of Civil Procedure against the judgment and decree, dated 27.08.2012, passed in A.S.No.41 of 2011, on the file of the III Additional District and Sessions Court, Tirunelveli, reversing the judgment and decree, dated 07.04.2011, passed in O.S.No.25 of 2009 on the file of the Additional Sub Court, Tenkasi.

For Appellant

: Mr.T.S.Mohamed Mohideen

JUDGMENT

The learned counsel appearing for the appellant seeks the permission of this Court to withdraw the Second Appeal and he has also filed a memo, dated 19.01.2022 to that effect.

2.In view of the above, the Second Appeal is dismissed as withdrawn. No costs. The said memo is placed on record.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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.

<https://hcservices.ecourts.gov.in/hcservices/>



To

1.The III Additional District and Sessions Judge,
Tirunelveli.

2.The Additional Sub Judge,
Tenkasi.

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

+1 CC to M/s.T.S.MOHAMED MOHIDEEN, Advocate (SR-1795[F] dated
19/01/2022)

**Judgment made in
S.A(MD)No.17 of 2013
19.01.2022**

RS (31.01.2022) 2P-6C