



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.01.2022

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

S.A(MD)No.274 of 2005

WEB COPY

M.Swaminatha Pillai

... Appellant/Appellant/Defendant

Vs.

1.S.Sudalaiyandi Asari

2.V.Mahalingam

3.S.Manickam Asari

4.L.Ravichandran Asari

5.S.Muthuraman Asari

6.P.Krishnan Chettiar

7.P.Reghu

... Respondents/Respondents/Plaintiffs

... Respondents/Respondents/
Defendants 2 to 3

PRAYER : Second Appeal filed under Section 100 of the Civil Procedure Code, against the judgment and decree of the learned II Additional Sub-Judge, Nagarcoil, in A.S.No.42 of 2004, dated, 30.11.2004, preferred against the judgment and decree of the learned II Additional District Munsif, Nagarcoil in O.S.No.46 of 1998, dated, 30.10.2003.

For Appellant : Mr.J.Ashok
for M/s.Jeyapaul Associates
For Respondents : Mr.C.Dhanaseelan
for R1 to R5

JUDGMENT

The learned counsel for the appellant submits that the sole appellant had passed away and the legal heirs are not responding to get themselves impleaded to prosecute the appeal. The Second Appeal is dismissed as abated. No costs.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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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 II Additional Subordinate Judge,
Nagarcoil.

2.The II Additional District Munsif,
Nagarcoil.

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

Order made in
S.A(MD)No.274 of 2005
Dated:
31.01.2022

SVS(CO)
GC(14.02.2022) 2P 5C