



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.04.2022

CORAM:

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

WEB COPY

S.A(MD)No.81 of 2016
and
CMP(MD) No.1844 of 2016

Dr.Jeyachandran

... Appellant

-Vs-

1.State of Tamil Nadu,
Through the District Collector,
Virudhunagar District.

2.Vakkanangundu Panchayat,
Through its President,
Kariyapatti Taluk.

... Respondents

Prayer :- The second Appeal filed under Section 100 of the Code of Civil Procedure, to set aside the judgment and decree in A.S.No.7 of 2014 on the file of the Sub Court, Aruppukottai dated 22.07.2014, confirming the judgment and decree in O.S.No.13 of 2005 on the file of the District Munsif Court, Aruppukottai dated 22.07.2013.

For Appellant	: No appearance
For R1	: Mr.G.Sivaraja Government Advocate
For R2	: Mr.R.Velmurugan

JUDGMENT

When the matter was called on 31.03.2022, none appeared on behalf of the appellant. Therefore, the matter was adjourned to 21.04.2022. On that date also, none appeared on behalf of the appellant. Hence, this Court directed the Registry to list the matter under the caption 'for dismissal' on 25.04.2022. Accordingly, the matter is listed today.

2.Today, when the matter is called in the first session, there is no representation for the appellant. The learned counsel for the second respondent is present. Hence, the matter was passed over. Again when the matter was called in the post lunch session, none appeared on behalf of the appellant.

3.This matter has already been adjourned on three occasions due to none appearance of the appellant. This Court will normally slow in dismissing the second appeal for non-prosecution. In the



present case, continuously, on three occasions, no one represented for the appellant.

4.In the interest of justice, the matter needs to be decided, since the second respondent is continuously precipitating the Court. Therefore, the second appeal is dismissed for non-prosecution. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-I)

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/ /2022

Sub Assistant Registrar(CS)

To

- 1.The Subordinate Judge,
Aruppukottai.
- 2.The District Munsif,
Aruppukottai.
- 3.The Section Officer,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.(2 Copies)

+1 CC to M/s.SPL.GP. (SR-21459[F] dated
26/04/2022)

S.A(MD)No.81 of 2016

and

CMP(MD) No.1844 of 2016

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