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C.M.A.Nos.1990 & 1991 of 2008

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.10.2023

CORAM :

THE HONOURABLE MR. JUSTICE M. DHANDAPANI

C.M.A.Nos.1990 & 1991 of 2008

C.M.A.No.1990 of 2008

G.V.Venkatesan

... Appellant/Petitioner/1st Respondent

Vs.

- 1.G.V.Viswanathan
- 2.G.V.Srinivasan
- 3.G.V.Subramaniam (died)
- 4.Padma Krishnamoorthi
- 5.Minor Yashwanth
- 6.Padmavathiammal
- 7.Venkatalakshmi
- 8.K.V.Dhanaseelan
- 9.K.Padmanabhan
- 10.Kunjammal Veerakkal
- 11.Manonmani
- 12.Minor Nivethitha
- 13.Minor Sujitha
- 14.S.V.Venkatasubramanian

... Respondents/Respondents

[R-14 brought on records as LR of the deceased
3rd respondent vide order dated 12.09.2018 made in
C.M.P.Nos.11896 to 11898 of 2018 in C.M.A.No.1990 of 2008]

C.M.A.No.1991 of 2008

G.V.Venkatesan

... Appellant/Petitioner/1st Respondent

Vs.



C.M.A.Nos.1990 & 1991 of 2008

- 1.K.V.Dhanaseelan
 - 2.K.Padmanabhan
 - 3.G.V.Srinivasan
 - 4.G.V.Subramaniam (died)
 - 5.G.B.Viswanathan
 - 6.Padma Krishnamoorthi
 - 7.Minor Yashwanth
 - 8.Padmavathiammal
 - 9.Venkatalakshmi
 - 10.Kunjammal @ Veerakkal
 - 11.Manonmani
 - 12.Minor Nivethitha
 - 13.Minor Sujitha
 - 14.S.V.Venkatasubramaniam
- [R-14 brought on records as LR of the deceased
4th respondent vide order dated 12.09.2018 made in
C.M.P.Nos.11899 to 11901 of 2018 in C.M.A.No.1991 of 2008]

Prayer in C.M.A.No.1990 of 2018: Civil Miscellaneous Appeal filed under Order 41 Rule 21 of Code of Civil Procedure, 1908, against the order and decree dated 20.12.2004 made in I.A.No.916 of 2002 in A.S.No.92 of 2000 on the file of the Court of the First Additional District Judge, Erode.

Prayer in C.M.A.No.1991 of 2018: Civil Miscellaneous Appeal filed under Order 41 Rule 21 of Code of Civil Procedure, 1908, against the order and decree dated 20.12.2004 made in I.A.No.917 of 2002 in A.S.No.89 of 2000 on the file of the Court of the First Additional District Judge, Erode.

C.M.A.No.1990 of 2008

For Appellant	: Mr.N.Ramkumar for M/s.M.Narayanaswamy
For Respondents	: Mr.S.Kaithamalai Kumaran [R1, R8 to R13] No appearance [R2, R4 to R7] No ready in notice [R14]



C.M.A.Nos.1990 & 1991 of 2008

C.M.A.No.1991 of 2008

For Appellant : Mr.N.Ramkumar
for M/s.M.Narayanaswamy

For Respondents : Mr.S.Kaithamalai Kumaran [R5]
No appearance [R1, R2, R10 to R13]
Proof of paper publication filed - name not
printed in the cause list [R6 to R9]
Not ready in notice [R14]

COMMON JUDGMENT

When these appeals are taken up for hearing today, the learned counsel appearing for the appellant submitted that the sole appellant, namely G.V.Venkatesan passed away on 12.09.2022 and repeatedly, he requested the legal heirs of the deceased appellant to contest the case on behalf of the appellant. However, they have not come forward to contest the case.

2. In view of the above submissions, these Civil Miscellaneous Appeals are dismissed as abated. No costs.

04.10.2023

Index : Yes / No
Speaking order / Non-speaking order
Netrual Citation Case : Yes / No
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C.M.A.Nos.1990 & 1991 of 2008

M.DHANDAPANI, J.

sp

To

1.The First Additional District Judge,
Erode.

2.The Section Officer,
V.R.Section,
High Court, Madras.

C.M.A.Nos.1990 & 1991 of 2008

04.10.2023