



*C.M.S.A.No.14 of 2004*

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 05.09.2023**

**CORAM :**

**THE HON'BLE MR. JUSTICE P.VELMURUGAN**

**C.M.S.A. No. 14 of 2004**

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A.Angathal

... Appellant

Vs.

1.The Sub Registrar of Co-operative  
Societies, Pacakage,  
Avinashi.

2.K.2019, Thekkalur Primary  
Agricultural Co-op Bank,  
Thekkalur,  
Rep.by its Special Officer.

3.K.Avinasiappan

... Respondents

Civil Miscellaneous Second Appeal filed under Section 152(i) of Tamil Nadu Co-operative Societies Act read with Section 100 C.P.C against the judgment and decree dated 03.09.2002 made in Co-op C.M.A.No.176 of 2001 on the file of the Special Tribunal Co-operative Societies cum District Court, Coimbatore confirming the award



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dated 07.08.2001 made in Case No.1 of 2001 on the file of the Sub Registrar, Co-operative Societies, Avinashi.

For Appellant : Mr.Kumarasamy

For Respondents : No appearance

### **J U D G M E N T**

When the matter was listed for hearing on 28.08.2023, this Court directed the learned counsel for the appellant to find out as to whether the appellant is interested to proceed with the case or not.

2. Today, when the matter is taken up for hearing, the learned counsel for the appellant submitted that he has not been able to contact the appellant and he is not in a position to proceed with the case further.

3. On perusal of the records, it is seen that the connected matter in C.M.S.A.No.39 of 2003 was disposed on 18.06.2019. It appears that the appellant has got the desired result in that order and hence, he has not approached the counsel on record in the present appeal.



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4. In view of the above, this civil miscellaneous second appeal

is dismissed for non-prosecution. There shall be no order as to costs.

**05.09.2023**

Index: Yes/No  
Speaking Order/Non-Speaking Order  
Neutral Citation Case : Yes/No  
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To

1.The Special Tribunal Co-operative Societies  
cum District Court,  
Coimbatore.

2.The Sub Registrar of Co-operative  
Societies, Pacakage,  
Avinashi.

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



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**P.VELMURUGAN, J.**

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