



IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 09.10.2023

CORAM:

THE HON'BLE MR.JUSTICE J. SATHYA NARAYANA PRASAD

S.A.No. 786 of 2006
and MP.Nos.1 to 14 of 2008 and MP.No.1 of 2006

1. Kolandasamy Gounder
2. Periyasamy Gounder
3. Muthusami Gounder
4. Pongiappan
5. Subana Gounder
6. Ramasamy Gounder
7. Ramalingam
8. Sivalingam
9. Palanisamy
10. Periyasamy
11. Palanisamy Gounder
12. Parvatham
13. K.Paramasivam
14. Gopalakrishnan
15. Thangavel

... Appellants

Vs.

1. Gopalan
2. Jothimani
3. R.S.Paramasivam
4. V. Sachinandandam
5. M.Manickam
6. Singaram
7. Loganathan
8. Ramasamy



9. R.Subbaiyan
10. Executive Officer
Arulmigu Magudeswaran
Vedanarayanaperumal Temple,
Kodumudi
Erode Taluk.
11. Govindammal
12. Kathirvel
13. Loganathan
14. Radhakrishnan
15. Mahalingam
16. Annakodi
17. Saraswathi
18. Samiathal
19. Krishnaveni
20. Manickam
21. Arukani
22. Mallika
23. Subbulakshmi
24. Minor Saranya
25. Angamuthu
26. Lakshmi
27. Maragatham
28. Bagiyam
29. Chitra
30. Muthusamy Gounder
31. Nachiappa Gounder
32. Vadivel
33. Ramana Gounder @ Ramasami Gounder
34. Deivasigamani
35. Pongianna Gounder
36. Pushpana Gounder
37. Shanmugam
38. Akilamani
39. Lakshmi
40. Vadivel @ Saminathan
41. Saminathan



42. Ramayeeammal
43. Pongiammal
44. Arukkani
45. Saraswathi
46. Dhandapani
47. Pappathi
48. Ravi
49. Lakshmanan
50. Velayammal
51. Pongianna Gounder
52. Krishnamurthy
53. Kaliappa Gounder

... Respondents

Prayer:- This Second Appeal is filed under Section 100 of Civil Procedure Code against the judgement and decree of the Principal District Judge Court at Erode dated 17.11.2005 in A.S.No.142 of 2002, confirming the judgment and decree of the District Munsif Cum Judicial Magistrate, Court at Kodumudi, dated 16.08.2001 in O.S.No.367 of 1996.

For Appellants : M/s.T.N.Gayathri

for M/s.Sarvabhauman Associates

For Respondents : M/s.Zeenath Begum

for R1 to R3, R5, R6, R8, R15, R19,

R21, R44 & R46

Mr.V.S.Kesavan

for R30, R33 to R35, R37 to R41,

R43 to R45 & R51

**JUDGMENT**

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The learned counsel appearing for the appellants submitted that many respondents have died and she has also not received any instructions from the parties. Further, the learned counsel submitted that the Second Appeal may be dismissed as abated.

2. In view of the submissions made by the learned counsel for the appellants, the Second Appeal stands dismissed as abated with liberty to reopen the same when need arises. No costs. Consequently, connected miscellaneous petitions are also closed.

Index : No
Internet : Yes
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J. SATHYA NARAYANA PRASAD, J.

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To

1. The District Munsif
Cum Judicial Magistrate Court
Kodumudi,

2. The Principal District Court
Erode

S.A.No. 786 of 2006

09.10.2023