



S.A.Nos.1377 & 1378 of 2005

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.12.2023

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

S.A.Nos.1377 & 1378 of 2005
and C.M.P.No.18194 of 2005

1.Athiya parveen
2.Sabiya

... appellants in both second
appeals

-Vs-

1.S.M.Abu Saliah (died)
2.Hidhyath Ali
3.Nithyathunnisha
4.S.A.Asraj Ali
5.Askar Ali
6.Jeenathunnisha
7.Ajmal Ali
8.Soukathali
9.S.A.Liyakath Ali
10.Chan Batcha @ Mohammed Ali

... Respondents in
S.A.No.1377 of 2010

S.M.Abu Saliah (died)

... Respondent in
S.A.No.1378 of 2010

Prayer in both second appeals:- Second Appeals filed under Section
100 of the Civil Procedure Code against the judgment and decree dated



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27.12.2004 in A.S.Nos.50 & 51 of 2004, respectively, passed by the learned Principal District Judge, Erode, confirming the judgment and decree dated 09.12.2003 in O.S.Nos.244 of 1993 and 86 of 1996, respectively, passed by the learned Principal Sub Judge, Gobichettipalayam.

For appellants in both : Mr.Naveen Infant
second appeals for Mr.M.Roshan Atiq.

For R1 in both
second appeals : died

For R2, R4 & R5
in S.A.No.1377 of 2005 : No appearance

For R3, R6 & R8 to R10
in S.A.No.1377 of 2005 : Given up

COMMON JUDGMENT

The learned counsel appearing on behalf of the appellants in both second appeals would submit that there is no instruction from the parties and he has made an endorsement to that effect.

2. In view of the such endorsement, there is no purpose in



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keeping these second appeals on file. Hence, these second appeals are dismissed for default. Consequently, connected miscellaneous petition is closed.

20.12.2023.

Internet : Yes

Index : Yes/No

Speaking order/Non-speaking order
apd

To

1. The Principal District Judge, Erode.
2. The Principal Sub Judge, Gobichettipalayam.
3. The Section Officer, V.R.Section, High Court, Madras.



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C.KUMARAPPAN,J.

apd

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