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Tr.C.S.No.830 of 2017

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

**DATED : 28.08.2023**

**CORAM**

**THE HONOURABLE MR.JUSTICE A.A.NAKKIRAN**

**Tr.C.S.No.830 of 2017**

1. T. Sumathi,  
2. R. Mythili,  
3. G. Sangeetha,  
4. S. Thamaraiselvi,  
5. Gnanaselvi,  
6.M. Saiselvam

...Plaintiffs

.Vs.

1.Nedumaran,  
2. Anandakumar,  
3.Ramamurthi,  
4.Raji,  
5.Anand,  
6.Jawahar,  
7.Johnson,  
8.Damodaran

... Defendants

**Prayer:**

Plaint filed under Order VII Rule 1 of the CPC, 1908 read with  
Order IV Rule 1 of the Original Side, 1957 praying for a judgment and  
decree as follows:-

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a) for Partition of the property given in the schedule of the suit in 1/8th share to each of the plaintiffs herein by dividing the same in mets and bounds in accordance to the entitlement to entrust the said property in possession of the plaintiffs herein:

b) To direct the 2nd defendant to pay the sum of Rs.6,660/- the mesne profits from the date of demise of Late Manickam till the date of filing of this suit.

c) To direct the 2nd defendant to pay the future mesne profit accrued in the suit till the partition being affected and the plaintiffs were put in possession of respective shares.

d) To award the costs of the suit and,

e) To pass such other orders:

For Plaintiff : No Appearance

For Defendants : Mr. S.Krishnasamy for R-2

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**JUDGMENT**

On the earlier occasion, there was no representation for the plaintiffs and hence, the Registry was directed to list the matter under the caption “for dismissal” on 28.08.2023. Despite the same, even today, ie. 28.08.2023, there is no representation for the plaintiffs and therefore, the Suit is dismissed for non prosecution. Consequently, connected Miscellaneous Petition is also closed if any. No costs.

**28.08.2023**

Lbm

Index : No

Internet : Yes

Speaking order



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**A.A.NAKKIRAN.,J**

Lbm

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