



S.A(MD)No.998 of 2006

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.09.2023

CORAM

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

S.A(MD)No.998 of 2006

and

M.P(MD)No.1 of 2006

Mariammal

... Appellant

Vs.

1.Shanmuga Konar (Died)

2.Pichan

... Respondents

3.Sankarasubbu

4.Esakkiammal

(Respondents 3 & 4 are brought on record

as Lrs of the deceased first respondent

vide Court Order dated 02.02.2022

made in C.M.P(MD)Nos.8627, 8629 and 8630 of 2021)

PRAYER: Second Appeal filed under Section 100 of the Civil Procedure Code, against the judgment and decree passed in A.S.No.56 of 2004, on the file of the Sub-Court (Appellate Court) Tuticorin dated 20.12.2004 reversing the judgment and decree passed in O.S.No.5 of 2002 on the file of the District Munsif Court, Srivaiguntam dated 30.01.2004.



S.A(MD)No.998 of 2006

For Appellant : No appearance
For R2 to R4 : Mr.R.T.Arivukumar

J U D G M E N T

No representation for the appellant.

2. Sole appellant died long back. Once the sole appellant died, if steps have not been taken within 90 days, the appeal will be abated automatically.

3. In this case, till date no steps have been taken and hence, this appeal is dismissed as abated. No costs. Consequently, connected miscellaneous petition is closed.

Index : Yes / No

Speaking Order : Yes / No

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25.09.2023

Page 2 of 4



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S.A(MD)No.998 of 2006

To

- 1.The Sub-Court (Appellate Court) Tuticorin.
- 2.The District Munsif Court, Srivaiguntam.
3. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.



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S.A(MD)No.998 of 2006

KRISHNAN RAMASAMY, J.

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