



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **06.12.2023**

CORAM:

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

S.A(MD)NO.292 OF 2021

Chellaiah :Appellant/Appellant/Plaintiff

.VS.

1.Karuppaiah

2.Susceela :Respondents/Respondents/
Defendants

PRAYER: Second Appeal filed under Section 100 of Civil Procedure Code against the judgment and decree made in A.S.No.27 of 2019, dated 14.2.2020, on the file of Sub-Court, Aranthangi confirming the judgment and decree made in O.S.No.56 of 2014, dated 18.11.2018, on the file of District Munsif Court, Aranthangi.

For Appellant :No appearance

For Respondents :Mr.N.Balakrishnan
1 and 2

JUDGMENT

The appellant filed a suit for declaration and injunction. The suit was dismissed by the trial Court and confirmed by the First Appellate Court. Against the judgments of the Courts below, the Second Appeal is filed. Despite giving opportunities, the appellant is



not ready in making his submissions for the admission of this Second Appeal. There was no representation for the appellant on 27.11.2023 and therefore, the Second Appeal was ordered to be listed under the caption "for dismissal" today. Accordingly, this Second Appeal is listed under the caption "for dismissal" today. Today also, there is no representation for the appellant. The learned counsel for the respondents 1 and 2 present.

2.In the said circumstances, the Second Appeal is dismissed for non-prosecution. No costs.

06.12.2023

Index:Yes/No
Internet:Yes/No
NCC:Yes/No
vsn

To

- 1.The Sub-Judge,
Aranthangi.
- 2.The District Munsif,
Aranthangi.
- 3.The Record Keeper,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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G.CHANDRASEKHARAN,J.

vsn

**JUDGMENT MADE IN
S.A(MD)NO.292 of 2021**

06.12.2023