



C.M.S.A.(MD).No.33 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2023

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

C.M.S.A.(MD).No.33 of 2022

S.Gopi

... Appellant

Vs.

M.Ilavarasi

... Respondent

PRAYER: Civil Miscellaneous Second Appeal is filed under Section 28 of the Hindu Marriage Act, 1955 r/w. Section 100 of the Civil Procedure Code, against the order of the Principal District Court, Srivilliputhur in H.M.C.M.A.No.33 of 2019, dated 15.04.2021, confirming the decree and judgment passed by the learned Sub Court, Sivakasi, Srivilliputhur in H.M.O.P.No.105 of 2017, dated 11.10.2018.

For Appellant : Mr.N.S.Karthikeyan

For Respondent : Mr.P.Muthusamy



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J U D G M E N T

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When the matter is taken up for hearing today, a Memo dated 03.03.2023 has been filed on the side of the appellant indicating that the respondent/wife died on 11.01.2023. It is stated that the only one child born in the wedlock is also died and no cause of action survives.

2. Recording the death of the wife, this Appeal is dismissed as infructuous. No costs.

31.03.2023

akv

To

1.The Principal District Court,
Srivilliputhur.

2.The Sub Court,
Sivakasi,
Srivilliputhur.



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N.SATHISH KUMAR,J.

akv

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