



*S.A.No.100 of 2001 & TR.A.S.No.172 of 2003*

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**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED: 21.09.2023**

**CORAM:**

**THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY**

**S.A.No.100 of 2001**  
**and**  
**Tr.A.S.No.172 of 2003**

**S.A.No.100 of 2001**

Meenambal

... Appellant

Vs.

1.Thangaponnu  
2.Rajammal  
3.Rajagopal  
4.Rajendran  
5.Minor Vaidehi  
(Minor 5<sup>th</sup> respondent by grandmother  
and guardian Thangaponnu)

... Respondents

**PRAYER:** The Second Appeal is filed under Section 100 of the Civil Procedure Code, against the judgment and decree of the learned Subordinate Judge, Karur dated 23.09.1999 in A.S.No.11 of 1991, reversing the judgment and decree of the learned District Munsif, Karur, dated 09.02.1990 in O.S.No.108 of 1988.



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For Appellant : Mr.T.M.Hariharan  
For R1 to R3 and R5 : Mr.I.Velpradeep

**Tr.A.S.No.172 of 2003**

Tmt.Meenambal ... Appellant

Vs.

1.Tmt.Thangaponnu  
2.Tmt.Rajammal  
3.Tmt.Rajagopal  
4.Tmt.Rajendran  
5.Tmt.Vaidehi

... Respondents

**PRAYER:** The Transfer Appeal Suit is filed against the judgment and decree passed by the Court of Subordinate Judge, Karur in O.S.No.266 of 1997, dated 23.09.1999.

For Appellant : Mr.T.M.Hariharan  
For Respondents : No appearance



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### **COMMON JUDGMENT**

The learned counsel appearing for the appellant submitted that in spite of repeated reminders, the appellant has not turned up to give instruction in the second appeal and the transfer appeal suit. Hence, he reported no instruction from his client. It appears that the appellant in the second appeal and the transfer appeal suit has no interest in prosecuting these appeals. Therefore, both the Second Appeal and the Transfer Appeal Suit are dismissed for non-prosecution. No costs.

**21.09.2023**

akv

To

- 1.The Subordinate Judge,  
Karur.
- 2.The District Munsif,  
Karur.
- 3.The Section Officer,  
V.R.Section,  
Madurai Bench of Madras High Court,  
Madurai.

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**KRISHNAN RAMASAMY,J.**

akv

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**21.09.2023**