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

**DATED : 01.02.2023**

**CORAM**

**THE HONOURABLE MR. JUSTICE S.SOUNTHAR**

S.A.Nos.1423 and 1424 of 2001

S.A.No.1423 of 2001:

1.Krishnan
2.Chinnathurai ... Appellants/Appellants/ Plaintiffs

Vs

1.Arumugam
2.Ganapathy
3.Palavesamuthu
4.Subbiah
5.Kanagammal
6.Arunachala Vadivu
7.Chellammal
8.Marudhan
9.Sankaran ... Respondents/Respondents/ Defendants 2 to 7 and 9 to 11



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Prayer:- Appeal filed under Section 100 of Civil Procedure Code to set aside the judgment and decree dated 31.03.2000 made in A.S.No.64 of 1996 on the file of the Principal Sub Court, Tirunelveli confirming the judgment and decree dated 24.06.1996 made in O.S.No.30 of 1988 on the file of the District Munsif's Court, Valliyur.

For Appellants : No appearance

For RR2 to 4 : Mr.S.Balasubramanian

For RR1, 6 & 7 : No appearance

S.A.No.1424 of 2001:

1.Arunachala Vadivu
2.Arumugam
3.Chellammal
4.Krishnan
5.Chinnadurai ... Appellants/Appellants 2 to 6/ Plaintiffs 2 to 6

Vs

1.Ganapathy
2.Palavesamuthu
3.Subbiah ... Respondents/Respondents/ Defendants



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Prayer:- Appeal filed under Section 100 of Civil Procedure Code to set aside the judgment and decree dated 31.03.2000 made in A.S.No.101 of 1992 on the file of the Principal Sub Court, Tirunelveli confirming the judgment and decree dated 28.02.1992 made in O.S.No.215 of 1989 on the file of the District Munsif's Court, Valliyur.

For Appellants : No appearance

For Respondents : Mr.S.Balasubramanian

COMMON JUDGMENT

When these second appeals were taken up for hearing on 30.01.2023, the learned counsel for the appellants submitted that in spite of communication to the appellants by registered post, they have not turned up and hence, he was reporting 'no instructions'. After recording the submission made by the learned counsel for the appellants, the Registry was directed to remove the name of the learned counsel for the appellants and print the name of the appellants and post the second appeal on 01.02.2023.



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2. Today (01.02.2023), the matter is listed by printing the name of the appellants. There is no representation for the appellants. Hence, both the second appeals are dismissed for default. However, there shall be no order as to costs.

**01.02.2023**

NCC: Yes/No
Index:Yes/No

abr



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To

1.The Principal Sub Judge,
Tirunelveli.

2.The District Munsif,
Valliyur.

3.The Section Officer, VR Section,
Madurai Bench of Madras High Court,
Madurai.



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**S.SOUNTHAR, J.**

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**S.A.Nos.1423 and 1424 of 2001**

**01.02.2023**



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