



THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.04.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

A.S.No.663 of 2016
and
C.M.P.No.20151 of 2016

1.Anbukkarasi @ Manimekalai (died)

2.Annaporani

3.Pavayee

4.S.M.Subramani

(A4 brought on record as LRs of the deceased
1st appellant viz., (Anbukkarasi @ Manimekalai)
vide Court order dt. 27.09.2022 made in
CMP.No.21754 of 2021 in AS.No.663 of 2016)

...Appellants

Vs.

1.Palanisamy

2.Annamalai

3.Alagarasan

4.Amsa

5.Indian Bank Kondalampatty Branch,
Rep. by its Senior Manager,
Kondalampatty, Salem - 10.06.2024

1/4



6.Subramani

7.M/s.Shanmuga and Co.

Rep. by Partner Amsa,

A firm Office at Shanmuga Weigh Bridge,

2/350 Sankari Main Road,

Kondalampatty, Salem - 636 010.

8.Tamilselvan @ Ayyanar

9.Kanagarani

10.Amirthavalli

11.Rani

12.Tamilselvi

...Respondents

Prayer: First Appeal filed under Section 96 of the Code of Civil Procedure, 1908, against the judgment and decree dated 29.06.2016 made in O.S.No.67 of 2010 on the file of the III - Additional District Court, Salem.

For Appellants : Mr.Zeenath Begum

For Respondents : Mr.K.R.Samratt for R1 to R4

M/s.Aiyar & Dolia for R5 - No appearance

R7 to R12 - Served - No appearance

J U D G M E N T

(Judgment of the Court was made by R.SUBRAMANIAN, J.)

The learned counsel appearing for the appellant has filed a memo on 27.11.2023 reporting no instructions. It is seen from the memo that the



A.S.No.663 of 2

appellant has taken back the entire case papers on 31.05.2023 itself. No new counsel had entered appearance. Hence, it is clear that the appellant is not interested in prosecuting the appeal.

2.This Firs Appeal is therefore, dismissed for non-prosecution. The learned counsel for the appellant shall inform the appellant in writing by Registered Post that the appeal has been dismissed for non-prosecution. No costs. Consequently, connected miscellaneous petition is closed.

(R.S.M., J.) (R.S.V., J.)
24.04.2024

kkn

Internet:Yes

Index:No

Speaking

Neutral Citation :No

To:-

The III-Additional District Court,
Salem.

3/4



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A.S.No.663 of 2

R.SUBRAMANIAN, J.
and
R.SAKTHIVEL, J.

KKN

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