



S.A.No.412 of 2009

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.04.2024

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

**S.A.No.412 of 2009**

**and**

**M.P.No.1 of 2009**

- 1.Madar Shaeb (died)
- 2.Muthusuloga Beevi
- 3.Peersahul Hameed
- 4.Buhari
- 5.Rasheeda Beevi
- 6.Sauda Beevi

... Appellants

(Appellants 2 to 6 were brought on record as LR's of deceased sole appellant vide order dated 07.11.2019 in M.P.Nos.1 to 3 of 2015)

VS.

- 1.Sankar
- 2.Jagadeesan
- 3.Paramathma, Secretary  
Tamil Nadu Primary Agricultural  
Bank Staffs Society Ltd  
Pudupalayam, Cuddalore.

... Respondents

**Prayer:-** Second Appeal filed under Section 100 of the Civil Procedure Code against the judgment and decree dated 13.02.2007 in A.S.No.54 of 2006 passed by the learned I Additional Sub Court, Cuddalore,



S.A.No.412 of 2009

confirming the judgment and decree dated 09.03.2006 in O.S.No.127 of 2001 passed by the Principal District Munsif, Cuddalore.

For appellants : Mr.P.Mani  
For respondent -1 : Mr.S.Venkateswaran  
For respondent – 2 : Dismissed vide order  
dated 16.12.2022

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### **J U D G M E N T**

The learned counsel for the appellants has submitted that in spite of sending a letter dated 27.03.2024, he is not in a position to get any instruction from the appellants. Further, the learned counsel has submitted the letter dated 27.03.2024 along with the original postal receipts of the appellants.

2. In view of the same, no useful purpose would be served by sending notice to the appellants once again. Therefore, the submission made by the appellants' counsel that he do not have any instructions from the appellants, is taken on record.



S.A.No.412 of 2009

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3. In the result, this Second Appeal is dismissed for non-prosecution. Consequently, connected miscellaneous petition is closed.

There shall be no order as to costs.

**15.04.2024**

Internet : Yes

Index : Yes/No

Speaking order/Non-speaking order  
apd

To

1. The I Additional Sub Court, Cuddalore.
2. The Principal District Munsif, Cuddalore.
3. The Section Officer, V.R.Section, High Court, Madras.



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S.A.No.412 of 2009

**C.KUMARAPPAN,J.**

apd

**S.A.No.412 of 2009**

**15.04.2024**